

TUESDAY, APRIL 15, 2014

SIXTY-FIFTH LEGISLATIVE DAY

The hour of 10:30 a.m. having arrived, which had been set for the House to reconvene, a quorum of the House was not detected.

MOTION TO CONVENE PASSED

Representative Faison, pursuant to the House rules, moved that the House convene on Tuesday, April 15, 2014, at 1:30 p.m. The motion by Representative Faison was properly seconded. Without objection, the motion to convene on Tuesday, April 15, 2014, at 1:30 p.m. prevailed.

Insofar as there was not a quorum, and a motion had been made and carried by the majority of the members present, Madam Speaker Harwell declared that Tuesday, April 15, 2014, at 1:30 p.m. be the date and time set for the House to convene.

The hour of 1:30 p.m. having arrived, which had been set for the House to reconvene, a quorum of the House was not detected.

MOTION TO CONVENE PASSED

Representative Travis, pursuant to the House rules, moved that the House convene on Tuesday, April 15, 2014, at 3:30 p.m. The motion by Representative Travis was properly seconded. Without objection, the motion to convene on Tuesday, April 15, 2014, at 3:30 p.m. prevailed.

Insofar as there was not a quorum, and a motion had been made and carried by the majority of the members present, Madam Speaker Harwell declared that Tuesday, April 15, 2014, at 3:30 p.m. be the date and time set for the House to convene.

The hour of 3:30 p.m. having arrived, which had been set for the House to reconvene, a quorum of the House was not detected.

The House met at 4:00 p.m. and was called to order by Madam Speaker Harwell.

The proceedings were opened with prayer by Representative Love.

Representative Love led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 93

Representatives present were Akbari, Alexander, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Windle, Wirgau, Madam Speaker Harwell -- 93

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Lynn

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 185 Rep(s). Powers, Todd, Eldridge, Shipley, McManus, Halford, Sparks, Holt, Evans, K. Brooks, Lamberth, Towns, Rogers and Weaver as prime sponsor(s).

House Joint Resolution No. 847 Rep(s). Dean, Haynes and Powell as prime sponsor(s).

House Joint Resolution No. 1118 Rep(s). Hardaway as prime sponsor(s).

House Joint Resolution No. 1120 Rep(s). Hardaway as prime sponsor(s).

House Joint Resolution No. 1121 Rep(s). Hardaway as prime sponsor(s).

House Joint Resolution No. 1133 Rep(s). Hardaway as prime sponsor(s).

House Joint Resolution No. 1134 Rep(s). Hardaway as prime sponsor(s).

House Joint Resolution No. 1135 Rep(s). Hardaway as prime sponsor(s).

House Joint Resolution No. 1139 Rep(s). Hardaway as prime sponsor(s).

House Joint Resolution No. 1146 Rep(s). Hardaway as prime sponsor(s).

House Joint Resolution No. 1149 Rep(s). Hardaway as prime sponsor(s).

House Joint Resolution No. 1153 Rep(s). Hardaway as prime sponsor(s).

House Joint Resolution No. 1158 Rep(s). Hardaway as prime sponsor(s).

House Bill No. 1730 Rep(s). Parkinson, Powers, R. Williams as prime sponsor(s).

House Bill No. 1757 Rep(s). R. Williams as prime sponsor(s).

House Bill No. 1769 Rep(s). Lynn and Pody as prime sponsor(s).

House Bill No. 1865 Rep(s). Hardaway as prime sponsor(s).

House Bill No. 1873 Rep(s). Stewart, Powell and Bailey as prime sponsor(s).

House Bill No. 1898 Rep(s). Ramsey and Coley as prime sponsor(s).

House Bill No. 2121 Rep(s). Hardaway, Ragan, Evans, Rogers, Mitchell, Hall, Todd, Eldridge, Littleton, Bailey, Lollar, McDaniel, Sanderson, Shipley, Butt, Halford, Windle, Powell, Camper, Pody, McManus, Faison, K. Brooks as prime sponsor(s).

House Bill No. 2211 Rep(s). Hardaway as prime sponsor(s).

House Bill No. 2240 Rep(s). Sanderson as prime sponsor(s).

House Bill No. 2266 Rep(s). Stewart as prime sponsor(s).

House Bill No. 2453 Rep(s). Hardaway, Lollar, K. Williams, Todd, Evans, Sparks, Littleton, Coley, Windle, Bailey and Hall as prime sponsor(s).

House Bill No. 2491 Rep(s). Lamberth, Camper, Akbari, Hardaway, Armstrong, Powell, Lundberg and Marsh as prime sponsor(s).

SPONSORS REMOVED

On motion, Rep(s). Camper was/were removed as sponsor(s) of **House Bill No. 1293**.

On motion, Rep(s). K. Brooks, Spivey, Weaver and Shipley was/were removed as sponsor(s) of **House Bill No. 1769**.

MESSAGE FROM THE SENATE

April 15, 2014

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1456; substituted for Senate bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 15, 2014

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1896; substituted for Senate bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 15, 2014

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1429; substituted for Senate bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 15, 2014

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1440; substituted for Senate bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 15, 2014

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2553; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 2553 -- Taxes, Ad Valorem - As introduced, allows the state board of equalization to correct an error in the computation of a certified tax rate; makes corrected rate applicable to the tax year in which the certified tax rate is calculated if the error is corrected before the tax billing date and in the next tax year if the error is corrected after the tax billing date. - Amends TCA Title 67. by *Yager. (*HB2451 by *McDaniel, *Roach)

MESSAGE FROM THE SENATE

April 15, 2014

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2380; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 2380** -- Welfare - As introduced, establishes a poverty task force. - Amends TCA Title 4 and Title 71. by *Finney , *Kyle, *Tate, *Harper, *Burks. (HB2266 by *Akbari, *Camper, *Gilmore, *Favors, *Miller, *Jones, *Johnson G, *Shaw, *Turner J, *Powell, *Armstrong, *Towns, *Pitts, *Cooper, *Hardaway)

MESSAGE FROM THE SENATE

April 15, 2014

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 716, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 779, 780, 781, 784, 785, 786, 787, 788, 789, 790, 791, 792, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 817, 818, 820, 821, 822, 823 and 824; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Joint Resolution No. 716 -- Memorials, Public Service - Commemorative tribute at Lenoir City Readiness Center to honor the memory of the late Sgt. Mitchell William Stout, U.S. Army, who lost his life in Vietnam. by *McNally.

Senate Joint Resolution No. 768 -- Memorials, Interns - Dakota Storm Beeler. by *Burks, *Yager.

Senate Joint Resolution No. 769 -- Memorials, Recognition - Mitch Baker. by *Burks.

Senate Joint Resolution No. 770 -- Memorials, Sports - Community High School Viqueens basketball team. by *Tracy.

Senate Joint Resolution No. 771 -- Memorials, Public Service - Jim Elkins. by *Tracy.

Senate Joint Resolution No. 772 -- Memorials, Recognition - Knox Heritage, 40th anniversary. by *Massey, *Overbey, *Yager.

Senate Joint Resolution No. 773 -- Memorials, Retirement - William A. "Andy" Black. by *Massey, *Overbey.

Senate Joint Resolution No. 774 -- Memorials, Death - Clyde Dorris Lynch. by *Johnson.

Senate Joint Resolution No. 775 -- Memorials, Recognition - Hydrocephalus Awareness. by *Tracy.

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Senate Joint Resolution No. 776 -- Memorials, Death - Alexander Reed "Al" Lesemann. by *Haile.

Senate Joint Resolution No. 777 -- Memorials, Professional Achievement - Dr. Randy Hammon, Tennessee Veterinary Medical Association's Outstanding Practitioner of the Year. by *Watson.

Senate Joint Resolution No. 779 -- Memorials, Death - Roy F. Bess, Jr. by *Dickerson, *Henry.

Senate Joint Resolution No. 780 -- Memorials, Interns - Jared Adams. by *Dickerson.

Senate Joint Resolution No. 781 -- Memorials, Death - John Witt Rich. by *Dickerson, *Henry.

Senate Joint Resolution No. 784 -- Memorials, Retirement - Joe C. Loser, Jr. by *Beavers, *Henry, *Kyle.

Senate Joint Resolution No. 785 -- Memorials, Academic Achievement - Heather Bambas, Salutatorian, Heritage Christian Academy. by *Beavers.

Senate Joint Resolution No. 786 -- Memorials, Academic Achievement - Anderson Ray Miller, Valedictorian, Heritage Christian Academy. by *Beavers.

Senate Joint Resolution No. 787 -- Memorials, Sports - Abbey Sissom, TSSAA Class AA Miss Basketball. by *Beavers.

Senate Joint Resolution No. 788 -- Memorials, Academic Achievement - Joseph Andrew Tippit, Valedictorian, Heritage High School. by *Overbey.

Senate Joint Resolution No. 789 -- Memorials, Academic Achievement - Brianna Marie Walker, Valedictorian, William Blount High School. by *Overbey.

Senate Joint Resolution No. 790 -- Memorials, Interns - Lauren Mallory Cecil. by *Overbey.

Senate Joint Resolution No. 791 -- Memorials, Retirement - Gayle Gillespie. by *Kyle, *Tracy, *Ketron.

Senate Joint Resolution No. 792 -- Memorials, Recognition - To commend this State's firefighters, honor the memory of those passed, and recognize October 9 as "Firefighters' Memorial Day" in Tennessee. by *McNally, *Bell, *Green, *Haile, *Norris, *Overbey, *Yager.

Senate Joint Resolution No. 794 -- Memorials, Interns - Clifton Wade Barnett. by *Ketron, *Tracy.

Senate Joint Resolution No. 795 -- Memorials, Interns - Sara Mejia-Gomez. by *Ketron.

Senate Joint Resolution No. 796 -- Memorials, Death - Dr. Herman A. Stribling, Jr. by *Crowe.

Senate Joint Resolution No. 797 -- Memorials, Recognition - David Dugger. by *Massey, *Overbey.

Senate Joint Resolution No. 798 -- Memorials, Interns - Chelsea Angelo. by *Stevens.

Senate Joint Resolution No. 799 -- Memorials, Recognition - Paul Daniel MinWoo Finney. by *Kyle, *Overbey.

Senate Joint Resolution No. 800 -- Memorials, Recognition - Greyson Kash King. by *Finney .

Senate Joint Resolution No. 801 -- Memorials, Recognition - Emilia Marie Dunlap. by *Finney .

Senate Joint Resolution No. 802 -- Memorials, Death - Marion Canale King Woodall. by *Finney , *Overbey.

Senate Joint Resolution No. 803 -- Memorials, Academic Achievement - Grace Gardner Brown, Valedictorian, William Blount High School. by *Overbey.

Senate Joint Resolution No. 804 -- Memorials, Academic Achievement - Brandon Tyler Blankenship, Salutatorian, William Blount High School. by *Overbey.

Senate Joint Resolution No. 805 -- Memorials, Academic Achievement - Karah DeAnn Renfro, Salutatorian, Heritage High School. by *Overbey.

Senate Joint Resolution No. 806 -- Memorials, Retirement - Larry Self. by *Burks.

Senate Joint Resolution No. 807 -- Memorials, Interns - Tyler Sanders. by *Ramsey.

Senate Joint Resolution No. 808 -- Memorials, Interns - Anna Jones. by *Ramsey.

Senate Joint Resolution No. 809 -- Memorials, Death - Samuel Charles Loventhal. by *Dickerson, *Henry.

Senate Joint Resolution No. 810 -- Memorials, Retirement - Chief Jamie H. Steele. by *Haile.

Senate Joint Resolution No. 811 -- Memorials, Interns - Anna Hickam. by *Finney .

Senate Joint Resolution No. 812 -- Memorials, Retirement - Judge David Durham. by *Beavers.

Senate Joint Resolution No. 813 -- Memorials, Recognition - The Exotics, 50th anniversary. by *Johnson.

Senate Joint Resolution No. 814 -- Memorials, Recognition - Richard Hatfield. by *Harper.

Senate Joint Resolution No. 815 -- Memorials, Interns - Zachary Keith Knott. by *Campfield.

Senate Joint Resolution No. 817 -- Memorials, Interns - Cassandra Rogers. by *Bell, *Tracy.

Senate Joint Resolution No. 818 -- Memorials, Death - Joseph Barry Cross. by *Finney

Senate Joint Resolution No. 820 -- Memorials, Retirement - Justice William C. Koch, Jr. by *McNally, *Henry, *Norris, *Overbey.

Senate Joint Resolution No. 821 -- Memorials, Death - Bettie Kirk Wilson. by *Crowe.

Senate Joint Resolution No. 822 -- Memorials, Personal Occasion - Marie Pentecost Mangum, 90th birthday. by *Finney .

Senate Joint Resolution No. 823 -- Memorials, Sports - Knoxville Jr. Ice Bears hockey team, National Champions. by *Campfield, *Massey, *McNally, *Beavers, *Bell, *Bowling, *Burks, *Crowe, *Dickerson, *Finney , *Gardenhire, *Green, *Gresham, *Haile, *Harper, *Hensley, *Johnson, *Kelsey, *Ketron, *Kyle, *Niceley, *Norris, *Overbey, *Southerland, *Stevens, *Summerville, *Tate, *Tracy, *Watson, *Yager, *Ramsey.

Senate Joint Resolution No. 824 -- Memorials, Death - Bobby Denton. by *Massey, *Campfield, *McNally, *Overbey, *Beavers, *Bell, *Bowling, *Burks, *Crowe, *Dickerson, *Finney , *Gardenhire, *Green, *Gresham, *Haile, *Harper, *Hensley, *Johnson, *Kelsey, *Ketron, *Kyle, *Niceley, *Norris, *Southerland, *Stevens, *Summerville, *Tate, *Tracy, *Watson, *Yager, *Ramsey.

PERSONAL ORDERS

RULES SUSPENDED

Rep. Akbari moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 930 pursuant to Rule No. 77, which motion was ruled out of order.

***House Joint Resolution No. 930** -- General Assembly, Statement of Intent or Position - Urges the department of labor to increase enforcement of T.C.A. 50-2-202 which governs gender pay equity in the state of Tennessee. by *Akbari, *Fitzhugh, *Armstrong, *Cooper, *Shaw, *Odom, *Parkinson, *Turner J, *Camper, *Pitts, *Miller, *Jones, *Mitchell, *Stewart, *Windle, *Tidwell, *Johnson G, *Turner M, *Favors, *Shepard.

ORDER OF THE DAY

Rep. Dean moved to proceed with the Order of the Day, which motion prevailed.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for April 15, 2014:

House Joint Resolution No. 1110 -- Memorials, Recognition - Pastor David Landrith. by *Evans, *Rogers, *Brooks K, *Watson.

House Joint Resolution No. 1111 -- Memorials, Recognition - Robertson County Baptist Association, 100th anniversary. by *Evans.

House Joint Resolution No. 1112 -- Memorials, Academic Achievement - Rekhel Burke, Salutatorian, Douglass High School. by *Parkinson.

House Joint Resolution No. 1113 -- Memorials, Academic Achievement - Rayven Burns, Valedictorian, Douglass High School. by *Parkinson.

House Joint Resolution No. 1114 -- Memorials, Heroism - Fire Chief Jon Piercey. by *Moody.

House Joint Resolution No. 1115 -- Memorials, Recognition - Takeisha Berry-Brooks, Women of Excellence. by *Camper.

House Joint Resolution No. 1116 -- Memorials, Recognition - Evelyn Harris, Women of Excellence. by *Camper.

House Joint Resolution No. 1117 -- Memorials, Recognition - Mary Hines, Women of Excellence. by *Camper.

House Joint Resolution No. 1118 -- Memorials, Recognition - Florence Howard, Women of Excellence. by *Camper.

House Joint Resolution No. 1119 -- Memorials, Recognition - Janas Jackson, Women of Excellence. by *Camper.

House Joint Resolution No. 1120 -- Memorials, Recognition - Bev Johnson, Women of Excellence. by *Camper.

House Joint Resolution No. 1121 -- Memorials, Recognition - Vicki Johnson, Women of Excellence. by *Camper.

House Joint Resolution No. 1122 -- Memorials, Recognition - Nicole Jones, Women of Excellence. by *Camper.

House Joint Resolution No. 1123 -- Memorials, Recognition - Audrey P. Jones, Women of Excellence. by *Camper, *Turner J.

House Joint Resolution No. 1124 -- Memorials, Recognition - Sherila Jones-Tuggle, Women of Excellence. by *Camper.

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House Joint Resolution No. 1125 -- Memorials, Recognition - Joy Bowen, Women of Excellence. by *Camper.

House Joint Resolution No. 1126 -- Memorials, Recognition - Yolanda Knight, Women of Excellence. by *Camper.

House Joint Resolution No. 1127 -- Memorials, Recognition - Tonja Sessley-Baymon, Women of Excellence. by *Camper.

House Joint Resolution No. 1128 -- Memorials, Recognition - Regina Smith, Women of Excellence. by *Camper.

House Joint Resolution No. 1129 -- Memorials, Recognition - Erika Cain, Women of Excellence. by *Camper.

House Joint Resolution No. 1130 -- Memorials, Recognition - Dr. Bianca J. Sweeten, Women of Excellence. by *Camper.

House Joint Resolution No. 1131 -- Memorials, Recognition - Grace Ann Campbell, Women of Excellence. by *Camper.

House Joint Resolution No. 1132 -- Memorials, Recognition - Debrah Thompson-Reid, Women of Excellence. by *Camper.

House Joint Resolution No. 1133 -- Memorials, Recognition - Lexie Carter, Women of Excellence. by *Camper.

House Joint Resolution No. 1134 -- Memorials, Recognition - Terica Lamb, Women of Excellence. by *Camper.

House Joint Resolution No. 1135 -- Memorials, Recognition - Shirley Cobbins, Women of Excellence. by *Camper.

House Joint Resolution No. 1136 -- Memorials, Recognition - Vequita Todd-Barnes, Women of Excellence. by *Camper.

House Joint Resolution No. 1137 -- Memorials, Recognition - Carla McAdory, Women of Excellence. by *Camper.

House Joint Resolution No. 1138 -- Memorials, Recognition - Mary Dortch Smith, Women of Excellence. by *Camper.

House Joint Resolution No. 1139 -- Memorials, Recognition - Carolyn Wade-Blackett, Women of Excellence. by *Camper.

House Joint Resolution No. 1140 -- Memorials, Recognition - Marlene McGhee, Women of Excellence. by *Camper.

House Joint Resolution No. 1141 -- Memorials, Recognition - Representative Barbara Cooper, Women of Excellence. by *Camper.

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House Joint Resolution No. 1142 -- Memorials, Recognition - Tracee Walls, Women of Excellence. by *Camper.

House Joint Resolution No. 1143 -- Memorials, Recognition - Alfunsia Merriwether, Women of Excellence. by *Camper.

House Joint Resolution No. 1144 -- Memorials, Recognition - Alice Davis, Women of Excellence. by *Camper.

House Joint Resolution No. 1145 -- Memorials, Recognition - Lucille White, Women of Excellence. by *Camper.

House Joint Resolution No. 1146 -- Memorials, Recognition - Monice Moore-Hagler, Women of Excellence. by *Camper.

House Joint Resolution No. 1147 -- Memorials, Recognition - Ashley Dean-Parson, Women of Excellence. by *Camper.

House Joint Resolution No. 1148 -- Memorials, Recognition - Raygene Paige, Women of Excellence. by *Camper.

House Joint Resolution No. 1149 -- Memorials, Recognition - Phyllis M. Fickling, Women of Excellence. by *Camper.

House Joint Resolution No. 1150 -- Memorials, Recognition - Jeani Williams, Women of Excellence. by *Camper.

House Joint Resolution No. 1151 -- Memorials, Recognition - Shayna Rattler, Women of Excellence. by *Camper.

House Joint Resolution No. 1152 -- Memorials, Recognition - Mimi Fifer, Women of Excellence. by *Camper.

House Joint Resolution No. 1153 -- Memorials, Recognition - Lea Ester Redmond-Terrell, Women of Excellence. by *Camper.

House Joint Resolution No. 1154 -- Memorials, Recognition - Velma Williams, Women of Excellence. by *Camper.

House Joint Resolution No. 1155 -- Memorials, Recognition - Elaine Sanford, Women of Excellence. by *Camper.

House Joint Resolution No. 1156 -- Memorials, Recognition - Erma Foster, Women of Excellence. by *Camper.

House Joint Resolution No. 1157 -- Memorials, Recognition - Doretha Franklin, Women of Excellence. by *Camper.

House Joint Resolution No. 1158 -- Memorials, Recognition - Janice Fullilove, Women of Excellence. by *Camper.

House Joint Resolution No. 1159 -- Memorials, Recognition - Brigitte Green, Women of Excellence. by *Camper.

House Joint Resolution No. 1160 -- Memorials, Recognition - Audrey Gregory, Women of Excellence. by *Camper.

House Joint Resolution No. 1161 -- Memorials, Recognition - Sheila Guerrero, Women of Excellence. by *Camper.

House Joint Resolution No. 1162 -- Memorials, Recognition - Carolyn Rudley, Women of Excellence. by *Camper.

House Joint Resolution No. 1163 -- Memorials, Recognition - Karen Harrell, Women of Excellence. by *Camper.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for April 16, 2014:

House Resolution No. 278 -- Memorials, Interns - Mary Garrett. by *Powell.

House Resolution No. 279 -- Memorials, Academic Achievement - Julie Elizabeth Coen, Valedictorian, Roane County High School. by *Calfee.

House Resolution No. 280 -- Memorials, Academic Achievement - Andrew Clayton Layne, Salutatorian, Roane County High School. by *Calfee.

House Resolution No. 281 -- Memorials, Academic Achievement - Aaron Woody, Valedictorian, Midway High School. by *Calfee.

House Resolution No. 282 -- Memorials, Academic Achievement - Kaylee Burton, Salutatorian, Midway High School. by *Calfee.

House Resolution No. 283 -- Memorials, Academic Achievement - Amy Scandlyn, Valedictorian, Harriman High School. by *Calfee.

House Resolution No. 284 -- Memorials, Academic Achievement - Lindsey Seymour, Salutatorian, Harriman High School. by *Calfee.

House Resolution No. 285 -- Memorials, Academic Achievement - Benjamin Dale Bruner, Valedictorian, Oliver Springs High School. by *Calfee, *Ragan, *Windle.

House Resolution No. 286 -- Memorials, Academic Achievement - Breana Jade Wilson, Valedictorian, Oliver Springs High School. by *Calfee, *Ragan, *Windle.

House Resolution No. 287 -- Memorials, Academic Achievement - Victoria Scotland Cox, Valedictorian, Oliver Springs High School. by *Calfee, *Ragan, *Windle.

House Resolution No. 288 -- Memorials, Academic Achievement - Dakota Louise Russell, Salutatorian, Oliver Springs High School. by *Calfee, *Ragan, *Windle.

House Resolution No. 289 -- Memorials, Death - Officer Andrew Nash. by *Powell.

House Resolution No. 290 -- Memorials, Recognition - Africa in April Cultural Awareness Festival. by *Cooper.

House Resolution No. 291 -- Memorials, Death - Robert Harmon Watson, Jr. by *Armstrong, *Haynes.

House Resolution No. 292 -- Memorials, Recognition - Judge John McAfee, Clairborne County Good Scout Award. by *Roach.

House Resolution No. 293 -- Memorials, Academic Achievement - Devind Skye, Valedictorian, Rockwood High School. by *Calfee.

House Resolution No. 294 -- Memorials, Academic Achievement - Jeffrey Christopher, Salutatorian, Rockwood High School. by *Calfee, *Travis.

House Joint Resolution No. 1164 -- Memorials, Retirement - Candy Phillips. by *Fitzhugh.

House Joint Resolution No. 1166 -- Memorials, Academic Achievement - Devion Taylor, Valedictorian, STAR Academy. by *Parkinson.

House Joint Resolution No. 1167 -- Memorials, Academic Achievement - Joyner Stephens, Salutatorian, STAR Academy. by *Parkinson.

House Joint Resolution No. 1168 -- Memorials, Recognition - Dandridge Lions Club, 75th anniversary. by *Farmer.

House Joint Resolution No. 1169 -- Memorials, Retirement - Kay L. Wellons. by *Haynes.

House Joint Resolution No. 1170 -- Memorials, Recognition - District Attorney General William C. Whitesell, Jr., 16th Judicial District of the State of Tennessee. by *Womick, *Carr J, *Sparks, *White D.

House Joint Resolution No. 1171 -- Memorials, Sports - Mika Wester. by *Faison.

House Joint Resolution No. 1172 -- Memorials, Retirement - Judge John K. Wilson. by *Hawk, *Faison.

House Joint Resolution No. 1173 -- Memorials, Public Service - Ralph Illges, 2014 Volunteer of the Year, Robertson County Chamber of Commerce. by *Evans.

House Joint Resolution No. 1174 -- Memorials, Recognition - Bath Fitter Springfield, Robertson Chamber of Commerce 2014 Industry of the Year. by *Evans.

House Joint Resolution No. 1175 -- Memorials, Recognition - The City of Adams and Community Spirit, Inc., Robertson County Chamber of Commerce 2014 Member of the Year. by *Evans.

House Joint Resolution No. 1176 -- Memorials, Recognition - Bethany Taylor, Robertson County Chamber of Commerce Ambassador of the Year. by *Evans.

House Joint Resolution No. 1177 -- Memorials, Recognition - Realizing Robertson's Future, Robertson County Chamber of Commerce 2014 Education Partner Award. by *Evans.

House Joint Resolution No. 1178 -- Memorials, Personal Occasion - Thelma Brownlee, 80th birthday. by *Akbari, *Camper, *Miller.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for April 15, 2014:

Senate Joint Resolution No. 716 -- Memorials, Public Service - Commemorative tribute at Lenoir City Readiness Center to honor the memory of the late Sgt. Mitchell William Stout, U.S. Army, who lost his life in Vietnam. by *McNally.

Senate Joint Resolution No. 768 -- Memorials, Interns - Dakota Storm Beeler. by *Burks, *Yager.

Senate Joint Resolution No. 769 -- Memorials, Recognition - Mitch Baker. by *Burks.

Senate Joint Resolution No. 770 -- Memorials, Sports - Community High School Viqueens basketball team. by *Tracy.

Senate Joint Resolution No. 771 -- Memorials, Public Service - Jim Elkins. by *Tracy.

Senate Joint Resolution No. 772 -- Memorials, Recognition - Knox Heritage, 40th anniversary. by *Massey, *Overbey, *Yager.

Senate Joint Resolution No. 773 -- Memorials, Retirement - William A. "Andy" Black. by *Massey, *Overbey.

Senate Joint Resolution No. 774 -- Memorials, Death - Clyde Dorris Lynch. by *Johnson.

Senate Joint Resolution No. 775 -- Memorials, Recognition - Hydrocephalus Awareness. by *Tracy.

Senate Joint Resolution No. 776 -- Memorials, Death - Alexander Reed "Al" Lesemann. by *Haile.

TUESDAY, APRIL 15, 2014 – SIXTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

Senate Joint Resolution No. 777 -- Memorials, Professional Achievement - Dr. Randy Hammon, Tennessee Veterinary Medical Association's Outstanding Practitioner of the Year. by *Watson.

Senate Joint Resolution No. 779 -- Memorials, Death - Roy F. Bess, Jr. by *Dickerson, *Henry.

Senate Joint Resolution No. 780 -- Memorials, Interns - Jared Adams. by *Dickerson.

Senate Joint Resolution No. 781 -- Memorials, Death - John Witt Rich. by *Dickerson, *Henry.

Senate Joint Resolution No. 784 -- Memorials, Retirement - Joe C. Loser, Jr. by *Beavers, *Henry, *Kyle.

Senate Joint Resolution No. 785 -- Memorials, Academic Achievement - Heather Bambas, Salutatorian, Heritage Christian Academy. by *Beavers.

Senate Joint Resolution No. 786 -- Memorials, Academic Achievement - Anderson Ray Miller, Valedictorian, Heritage Christian Academy. by *Beavers.

Senate Joint Resolution No. 787 -- Memorials, Sports - Abbey Sissom, TSSAA Class AA Miss Basketball. by *Beavers.

Senate Joint Resolution No. 788 -- Memorials, Academic Achievement - Joseph Andrew Tippit, Valedictorian, Heritage High School. by *Overbey.

Senate Joint Resolution No. 789 -- Memorials, Academic Achievement - Brianna Marie Walker, Valedictorian, William Blount High School. by *Overbey.

Senate Joint Resolution No. 790 -- Memorials, Interns - Lauren Mallory Cecil. by *Overbey.

Senate Joint Resolution No. 791 -- Memorials, Retirement - Gayle Gillespie. by *Kyle, *Tracy, *Ketron.

Senate Joint Resolution No. 792 -- Memorials, Recognition - To commend this State's firefighters, honor the memory of those passed, and recognize October 9 as "Firefighters' Memorial Day" in Tennessee. by *McNally, *Bell, *Green, *Haile, *Norris, *Overbey, *Yager.

Senate Joint Resolution No. 794 -- Memorials, Interns - Clifton Wade Barnett. by *Ketron, *Tracy.

Senate Joint Resolution No. 795 -- Memorials, Interns - Sara Mejia-Gomez. by *Ketron.

Senate Joint Resolution No. 796 -- Memorials, Death - Dr. Herman A. Stribling, Jr. by *Crowe.

Senate Joint Resolution No. 797 -- Memorials, Recognition - David Dugger. by *Massey, *Overbey.

Senate Joint Resolution No. 798 -- Memorials, Interns - Chelsea Angelo. by *Stevens.

Senate Joint Resolution No. 799 -- Memorials, Recognition - Paul Daniel MinWoo Finney. by *Kyle, *Overbey.

Senate Joint Resolution No. 800 -- Memorials, Recognition - Greyson Kash King. by *Finney .

Senate Joint Resolution No. 801 -- Memorials, Recognition - Emilia Marie Dunlap. by *Finney .

Senate Joint Resolution No. 802 -- Memorials, Death - Marion Canale King Woodall. by *Finney , *Overbey.

Senate Joint Resolution No. 803 -- Memorials, Academic Achievement - Grace Gardner Brown, Valedictorian, William Blount High School. by *Overbey.

Senate Joint Resolution No. 804 -- Memorials, Academic Achievement - Brandon Tyler Blankenship, Salutatorian, William Blount High School. by *Overbey.

Senate Joint Resolution No. 805 -- Memorials, Academic Achievement - Karah DeAnn Renfro, Salutatorian, Heritage High School. by *Overbey.

Senate Joint Resolution No. 806 -- Memorials, Retirement - Larry Self. by *Burks.

Senate Joint Resolution No. 807 -- Memorials, Interns - Tyler Sanders. by *Ramsey.

Senate Joint Resolution No. 808 -- Memorials, Interns - Anna Jones. by *Ramsey.

Senate Joint Resolution No. 809 -- Memorials, Death - Samuel Charles Loventhal. by *Dickerson, *Henry.

Senate Joint Resolution No. 810 -- Memorials, Retirement - Chief Jamie H. Steele. by *Haile.

Senate Joint Resolution No. 811 -- Memorials, Interns - Anna Hickam. by *Finney .

Senate Joint Resolution No. 812 -- Memorials, Retirement - Judge David Durham. by *Beavers.

Senate Joint Resolution No. 813 -- Memorials, Recognition - The Exotics, 50th anniversary. by *Johnson.

Senate Joint Resolution No. 814 -- Memorials, Recognition - Richard Hatfield. by *Harper.

Senate Joint Resolution No. 815 -- Memorials, Interns - Zachary Keith Knott. by *Campfield.

Senate Joint Resolution No. 817 -- Memorials, Interns - Cassandra Rogers. by *Bell, *Tracy.

Senate Joint Resolution No. 818 -- Memorials, Death - Joseph Barry Cross. by *Finney.

Senate Joint Resolution No. 820 -- Memorials, Retirement - Justice William C. Koch, Jr. by *McNally, *Henry, *Norris, *Overbey.

Senate Joint Resolution No. 821 -- Memorials, Death - Bettie Kirk Wilson. by *Crowe.

Senate Joint Resolution No. 822 -- Memorials, Personal Occasion - Marie Pentecost Mangum, 90th birthday. by *Finney .

Senate Joint Resolution No. 823 -- Memorials, Sports - Knoxville Jr. Ice Bears hockey team, National Champions. by *Campfield, *Massey, *McNally, *Beavers, *Bell, *Bowling, *Burks, *Crowe, *Dickerson, *Finney , *Gardenhire, *Green, *Gresham, *Haile, *Harper, *Hensley, *Johnson, *Kelsey, *Ketrone, *Kyle, *Niceley, *Norris, *Overbey, *Southerland, *Stevens, *Summerville, *Tate, *Tracy, *Watson, *Yager, *Ramsey.

Senate Joint Resolution No. 824 -- Memorials, Death - Bobby Denton. by *Massey, *Campfield, *McNally, *Overbey, *Beavers, *Bell, *Bowling, *Burks, *Crowe, *Dickerson, *Finney , *Gardenhire, *Green, *Gresham, *Haile, *Harper, *Hensley, *Johnson, *Kelsey, *Ketrone, *Kyle, *Niceley, *Norris, *Southerland, *Stevens, *Summerville, *Tate, *Tracy, *Watson, *Yager, *Ramsey.

Senate Joint Resolution No. 826 -- Memorials, Retirement - Victor S. "Torry" Johnson, III. by *Dickerson, *Henry, *Harper, *Haile.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for April 16, 2014:

Senate Joint Resolution No. 825 -- Memorials, Sports - The Webb School football team, 2013 Conference Champions and runner-up in National Tournament. by *Tracy.

Senate Joint Resolution No. 827 -- Memorials, Professional Achievement - Joseph B. Murphy, 2014 Wilson County Teacher of the Year. by *Beavers.

Senate Joint Resolution No. 828 -- Memorials, Death - Edward F. Williams, III. by *Norris.

Senate Joint Resolution No. 831 -- Memorials, Academic Achievement - Mary Shelby Sanderson, Top Ten, Giles County High School. by *Hensley.

Senate Joint Resolution No. 832 -- Memorials, Academic Achievement - Jonathan Dean Bailey, Top Ten, Giles County High School. by *Hensley.

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Senate Joint Resolution No. 833 -- Memorials, Academic Achievement - William Buford McMasters, Top Ten, Giles County High School. by *Hensley.

Senate Joint Resolution No. 834 -- Memorials, Academic Achievement - Thomas Austin Lochridge, Top Ten, Giles County High School. by *Hensley.

Senate Joint Resolution No. 835 -- Memorials, Academic Achievement - Mary Ruth Wossum-Fisher, Top Ten, Giles County High School. by *Hensley.

Senate Joint Resolution No. 836 -- Memorials, Academic Achievement - Brian Dwayne Dodge, Top Ten, Giles County High School. by *Hensley.

Senate Joint Resolution No. 837 -- Memorials, Academic Achievement - Mary Elizabeth Blair Ledford, Salutatorian, Giles County High School. by *Hensley.

Senate Joint Resolution No. 838 -- Memorials, Academic Achievement - Amanda Dawn Groover, Valedictorian, Giles County High School. by *Hensley.

Senate Joint Resolution No. 839 -- Memorials, Public Service - Matthew K. Russell. by *Ramsey, *Dickerson.

Senate Joint Resolution No. 840 -- Memorials, Recognition - Sandra M. Williams-Patrick. by *Kyle.

Senate Joint Resolution No. 841 -- Memorials, Public Service - Dr. Lester Basken. by *Kyle.

Senate Joint Resolution No. 842 -- Memorials, Recognition - Hazel Moore. by *Kyle.

Senate Joint Resolution No. 843 -- Memorials, Death - Darrell "Pappy" Crowe. by *Crowe.

Senate Joint Resolution No. 844 -- Memorials, Academic Achievement - Callie Grace Edwards, Top Ten, Giles County High School. by *Hensley.

Senate Joint Resolution No. 845 -- Memorials, Academic Achievement - Henry Ingle Daniels, Top Ten, Giles County High School. by *Hensley.

Senate Joint Resolution No. 846 -- Memorials, Recognition - Oretha Anderson. by *Kyle.

Senate Joint Resolution No. 847 -- Memorials, Recognition - Calvin Burton, Whitehaven Kiwanis Club President. by *Kyle.

REPORTS FROM STANDING COMMITTEES

The committees that met on **April 15, 2014**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **April 16, 2014**: House Bill(s) No(s). 1684, 2400, 2402, 1830, 2164, House Joint Resolution(s) No(s). 839, House Bill(s) No(s). 1803, 2533, 2029, 2030, 2003, 2243, 1838, 2545, 2546, 2547, 2548, 1904, 2550, 1736, 2228, 2538, 2537, 2536, 2542, 2552, 8, 1379, 1452, 2476, 1500, 1528, 1661, 1665, 1768, 1856, 1876, 1954, 1972, 1973, 2177, 2184, 2206, 2249, 2257, 2326, 2372, 2449, House Joint Resolution(s) No(s). 551, 593, House Bill(s) No(s). 788, 1279, 2076, 1679, 1846, 1887, 1892, 2019, 2087, 2104, 2313, and 2340.

It further reports that it set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **April 16, 2014**: House Bill(s) No(s). 2524, Senate Joint Resolution(s) No(s). 491, House Bill(s) No(s). 2535, 2539, 2531, 2555, 2530, 2553, 2543, 2554, 2508, 2551, 2002, 2540, 2541, 2532, 223, and Senate Joint Resolution(s) No(s). 505.

FINANCE, WAYS AND MEANS COMMITTEE

The Finance, Ways & Means Committee recommended for passage: House Bill(s) No(s). 1954, 1791, 2184, 2270, 2228, 2249, 2326, 1904, 1684, 1528, 1856, 2002, 2449, 1452, 1876, 1736, 8, 1665, 1379, 2372, 2257, 1500, 2206, 2243, 223, 2340, 1887, 1892, 2104, 2030, 1846, 788, 2313, 1973, 2476, 2087, 1279, 2076 and Senate Joint Resolution(s) No(s). 505, also House Bill(s) No(s). 1972, 2177, 1768, 1661, 2019, 1679 and House Joint Resolution(s) No(s). 551, 593 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

LOCAL GOVERNMENT COMMITTEE

The Local Government Committee recommended for passage: House Bill(s) No(s). 2531, 2547, 2555, 2533, 2530, 2553, 2543, 2554, 2539, 2535, 2508, 2551, 2540, 2541, 2538, 2537, 2536, 2542, 2532, 2552 and 2522, House Joint Resolution(s) No(s). 839; also House Bill(s) No(s). 2548, 2550, 2546 and 2545 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

DELAYED BILLS REFERRED

April 15, 2014

Pursuant to **Rule No. 77**, having been prefiled for introduction, Senate Joint Resolution(s) No(s). 793, was/were referred to the Delayed Bills Committee.

Senate Joint Resolution No. 793 -- Memorials, Recognition - Recognizes April 2014 as the Month of the Military Child. by *Gresham.

PRESENT IN CHAMBER

Rep(s). Womick, Matlock and R. Williams was/were recorded as being present in the Chamber.

CONSENT CALENDAR

House Joint Resolution No. 1110 -- Memorials, Recognition - Pastor David Landrith. by *Evans, *Rogers, *Brooks K, *Watson.

House Joint Resolution No. 1111 -- Memorials, Recognition - Robertson County Baptist Association, 100th anniversary. by *Evans.

House Joint Resolution No. 1112 -- Memorials, Academic Achievement - Rekhel Burke, Salutatorian, Douglass High School. by *Parkinson.

House Joint Resolution No. 1113 -- Memorials, Academic Achievement - Rayven Burns, Valedictorian, Douglass High School. by *Parkinson.

House Joint Resolution No. 1114 -- Memorials, Heroism - Fire Chief Jon Piercey. by *Moody.

House Joint Resolution No. 1115 -- Memorials, Recognition - Takeisha Berry-Brooks, Women of Excellence. by *Camper.

House Joint Resolution No. 1116 -- Memorials, Recognition - Evelyn Harris, Women of Excellence. by *Camper.

House Joint Resolution No. 1117 -- Memorials, Recognition - Mary Hines, Women of Excellence. by *Camper.

House Joint Resolution No. 1118 -- Memorials, Recognition - Florence Howard, Women of Excellence. by *Camper.

House Joint Resolution No. 1119 -- Memorials, Recognition - Janas Jackson, Women of Excellence. by *Camper.

House Joint Resolution No. 1120 -- Memorials, Recognition - Bev Johnson, Women of Excellence. by *Camper.

House Joint Resolution No. 1121 -- Memorials, Recognition - Vicki Johnson, Women of Excellence. by *Camper.

House Joint Resolution No. 1122 -- Memorials, Recognition - Nicole Jones, Women of Excellence. by *Camper.

House Joint Resolution No. 1123 -- Memorials, Recognition - Audrey P. Jones, Women of Excellence. by *Camper, *Turner J.

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House Joint Resolution No. 1124 -- Memorials, Recognition - Sherila Jones-Tuggle, Women of Excellence. by *Camper.

House Joint Resolution No. 1125 -- Memorials, Recognition - Joy Bowen, Women of Excellence. by *Camper.

House Joint Resolution No. 1126 -- Memorials, Recognition - Yolanda Knight, Women of Excellence. by *Camper.

House Joint Resolution No. 1127 -- Memorials, Recognition - Tonja Sessley-Baymon, Women of Excellence. by *Camper.

House Joint Resolution No. 1128 -- Memorials, Recognition - Regina Smith, Women of Excellence. by *Camper.

House Joint Resolution No. 1129 -- Memorials, Recognition - Erika Cain, Women of Excellence. by *Camper.

House Joint Resolution No. 1130 -- Memorials, Recognition - Dr. Bianca J. Sweeten, Women of Excellence. by *Camper.

House Joint Resolution No. 1131 -- Memorials, Recognition - Grace Ann Campbell, Women of Excellence. by *Camper.

House Joint Resolution No. 1132 -- Memorials, Recognition - Debrah Thompson-Reid, Women of Excellence. by *Camper.

House Joint Resolution No. 1133 -- Memorials, Recognition - Lexie Carter, Women of Excellence. by *Camper.

House Joint Resolution No. 1134 -- Memorials, Recognition - Terica Lamb, Women of Excellence. by *Camper.

House Joint Resolution No. 1135 -- Memorials, Recognition - Shirley Cobbins, Women of Excellence. by *Camper.

House Joint Resolution No. 1136 -- Memorials, Recognition - Vequita Todd-Barnes, Women of Excellence. by *Camper.

House Joint Resolution No. 1137 -- Memorials, Recognition - Carla McAdory, Women of Excellence. by *Camper.

House Joint Resolution No. 1138 -- Memorials, Recognition - Mary Dortch Smith, Women of Excellence. by *Camper.

House Joint Resolution No. 1139 -- Memorials, Recognition - Carolyn Wade-Blackett, Women of Excellence. by *Camper.

House Joint Resolution No. 1140 -- Memorials, Recognition - Marlene McGhee, Women of Excellence. by *Camper.

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House Joint Resolution No. 1141 -- Memorials, Recognition - Representative Barbara Cooper, Women of Excellence. by *Camper.

House Joint Resolution No. 1142 -- Memorials, Recognition - Tracee Walls, Women of Excellence. by *Camper.

House Joint Resolution No. 1143 -- Memorials, Recognition - Alfunsia Merriwether, Women of Excellence. by *Camper.

House Joint Resolution No. 1144 -- Memorials, Recognition - Alice Davis, Women of Excellence. by *Camper.

House Joint Resolution No. 1145 -- Memorials, Recognition - Lucille White, Women of Excellence. by *Camper.

House Joint Resolution No. 1146 -- Memorials, Recognition - Monice Moore-Hagler, Women of Excellence. by *Camper.

House Joint Resolution No. 1147 -- Memorials, Recognition - Ashley Dean-Parson, Women of Excellence. by *Camper.

House Joint Resolution No. 1148 -- Memorials, Recognition - Raygene Paige, Women of Excellence. by *Camper.

House Joint Resolution No. 1149 -- Memorials, Recognition - Phyllis M. Fickling, Women of Excellence. by *Camper.

House Joint Resolution No. 1150 -- Memorials, Recognition - Jeani Williams, Women of Excellence. by *Camper.

House Joint Resolution No. 1151 -- Memorials, Recognition - Shayna Rattler, Women of Excellence. by *Camper.

House Joint Resolution No. 1152 -- Memorials, Recognition - Mimi Fifer, Women of Excellence. by *Camper.

House Joint Resolution No. 1153 -- Memorials, Recognition - Lea Ester Redmond-Terrell, Women of Excellence. by *Camper.

House Joint Resolution No. 1154 -- Memorials, Recognition - Velma Williams, Women of Excellence. by *Camper.

House Joint Resolution No. 1155 -- Memorials, Recognition - Elaine Sanford, Women of Excellence. by *Camper.

House Joint Resolution No. 1156 -- Memorials, Recognition - Erma Foster, Women of Excellence. by *Camper.

House Joint Resolution No. 1157 -- Memorials, Recognition - Doretha Franklin, Women of Excellence. by *Camper.

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House Joint Resolution No. 1158 -- Memorials, Recognition - Janice Fullilove, Women of Excellence. by *Camper.

House Joint Resolution No. 1159 -- Memorials, Recognition - Briggette Green, Women of Excellence. by *Camper.

House Joint Resolution No. 1160 -- Memorials, Recognition - Audrey Gregory, Women of Excellence. by *Camper.

House Joint Resolution No. 1161 -- Memorials, Recognition - Sheila Guerrero, Women of Excellence. by *Camper.

House Joint Resolution No. 1162 -- Memorials, Recognition - Carolyn Rudley, Women of Excellence. by *Camper.

House Joint Resolution No. 1163 -- Memorials, Recognition - Karen Harrell, Women of Excellence. by *Camper.

Senate Joint Resolution No. 716 -- Memorials, Public Service - Commemorative tribute at Lenoir City Readiness Center to honor the memory of the late Sgt. Mitchell William Stout, U.S. Army, who lost his life in Vietnam. by *McNally.

Senate Joint Resolution No. 768 -- Memorials, Interns - Dakota Storm Beeler. by *Burks, *Yager.

Senate Joint Resolution No. 769 -- Memorials, Recognition - Mitch Baker. by *Burks.

Senate Joint Resolution No. 770 -- Memorials, Sports - Community High School Viqueens basketball team. by *Tracy.

Senate Joint Resolution No. 771 -- Memorials, Public Service - Jim Elkins. by *Tracy.

Senate Joint Resolution No. 772 -- Memorials, Recognition - Knox Heritage, 40th anniversary. by *Massey, *Overbey, *Yager.

Senate Joint Resolution No. 773 -- Memorials, Retirement - William A. "Andy" Black. by *Massey, *Overbey.

Senate Joint Resolution No. 774 -- Memorials, Death - Clyde Dorris Lynch. by *Johnson.

Senate Joint Resolution No. 775 -- Memorials, Recognition - Hydrocephalus Awareness. by *Tracy.

Senate Joint Resolution No. 776 -- Memorials, Death - Alexander Reed "Al" Lesemann. by *Haile.

Senate Joint Resolution No. 777 -- Memorials, Professional Achievement - Dr. Randy Hammon, Tennessee Veterinary Medical Association's Outstanding Practitioner of the Year. by *Watson.

Senate Joint Resolution No. 779 -- Memorials, Death - Roy F. Bess, Jr. by *Dickerson, *Henry.

Senate Joint Resolution No. 780 -- Memorials, Interns - Jared Adams. by *Dickerson.

Senate Joint Resolution No. 781 -- Memorials, Death - John Witt Rich. by *Dickerson, *Henry.

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Senate Joint Resolution No. 785 -- Memorials, Academic Achievement - Heather Bambas, Salutatorian, Heritage Christian Academy. by *Beavers.

Senate Joint Resolution No. 786 -- Memorials, Academic Achievement - Anderson Ray Miller, Valedictorian, Heritage Christian Academy. by *Beavers.

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Senate Joint Resolution No. 789 -- Memorials, Academic Achievement - Brianna Marie Walker, Valedictorian, William Blount High School. by *Overbey.

Senate Joint Resolution No. 790 -- Memorials, Interns - Lauren Mallory Cecil. by *Overbey.

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Senate Joint Resolution No. 794 -- Memorials, Interns - Clifton Wade Barnett. by *Ketrn, *Tracy.

Senate Joint Resolution No. 795 -- Memorials, Interns - Sara Mejia-Gomez. by *Ketrn.

Senate Joint Resolution No. 796 -- Memorials, Death - Dr. Herman A. Stribling, Jr. by *Crowe.

Senate Joint Resolution No. 797 -- Memorials, Recognition - David Dugger. by *Massey, *Overbey.

Senate Joint Resolution No. 798 -- Memorials, Interns - Chelsea Angelo. by *Stevens.

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Senate Joint Resolution No. 799 -- Memorials, Recognition - Paul Daniel MinWoo Finney. by *Kyle, *Overbey.

Senate Joint Resolution No. 800 -- Memorials, Recognition - Greyson Kash King. by *Finney .

Senate Joint Resolution No. 801 -- Memorials, Recognition - Emilia Marie Dunlap. by *Finney .

Senate Joint Resolution No. 802 -- Memorials, Death - Marion Canale King Woodall. by *Finney , *Overbey.

Senate Joint Resolution No. 803 -- Memorials, Academic Achievement - Grace Gardner Brown, Valedictorian, William Blount High School. by *Overbey.

Senate Joint Resolution No. 804 -- Memorials, Academic Achievement - Brandon Tyler Blankenship, Salutatorian, William Blount High School. by *Overbey.

Senate Joint Resolution No. 805 -- Memorials, Academic Achievement - Karah DeAnn Renfro, Salutatorian, Heritage High School. by *Overbey.

Senate Joint Resolution No. 806 -- Memorials, Retirement - Larry Self. by *Burks.

Senate Joint Resolution No. 807 -- Memorials, Interns - Tyler Sanders. by *Ramsey.

Senate Joint Resolution No. 808 -- Memorials, Interns - Anna Jones. by *Ramsey.

Senate Joint Resolution No. 809 -- Memorials, Death - Samuel Charles Loventhal. by *Dickerson, *Henry.

Senate Joint Resolution No. 810 -- Memorials, Retirement - Chief Jamie H. Steele. by *Haile.

Senate Joint Resolution No. 811 -- Memorials, Interns - Anna Hickam. by *Finney .

Senate Joint Resolution No. 812 -- Memorials, Retirement - Judge David Durham. by *Beavers.

Senate Joint Resolution No. 813 -- Memorials, Recognition - The Exotics, 50th anniversary. by *Johnson.

Senate Joint Resolution No. 814 -- Memorials, Recognition - Richard Hatfield. by *Harper.

Senate Joint Resolution No. 815 -- Memorials, Interns - Zachary Keith Knott. by *Campfield.

Senate Joint Resolution No. 817 -- Memorials, Interns - Cassandra Rogers. by *Bell, *Tracy.

Senate Joint Resolution No. 818 -- Memorials, Death - Joseph Barry Cross. by *Finney .

Senate Joint Resolution No. 820 -- Memorials, Retirement - Justice William C. Koch, Jr. by *McNally, *Henry, *Norris, *Overbey.

Senate Joint Resolution No. 821 -- Memorials, Death - Bettie Kirk Wilson. by *Crowe.

Senate Joint Resolution No. 822 -- Memorials, Personal Occasion - Marie Pentecost Mangum, 90th birthday. by *Finney .

Senate Joint Resolution No. 823 -- Memorials, Sports - Knoxville Jr. Ice Bears hockey team, National Champions. by *Campfield, *Massey, *McNally, *Beavers, *Bell, *Bowling, *Burks, *Crowe, *Dickerson, *Finney , *Gardenhire, *Green, *Gresham, *Haile, *Harper, *Hensley, *Johnson, *Kelsey, *Ketron, *Kyle, *Niceley, *Norris, *Overbey, *Southerland, *Stevens, *Summerville, *Tate, *Tracy, *Watson, *Yager, *Ramsey.

Senate Joint Resolution No. 824 -- Memorials, Death - Bobby Denton. by *Massey, *Campfield, *McNally, *Overbey, *Beavers, *Bell, *Bowling, *Burks, *Crowe, *Dickerson, *Finney , *Gardenhire, *Green, *Gresham, *Haile, *Harper, *Hensley, *Johnson, *Kelsey, *Ketron, *Kyle, *Niceley, *Norris, *Southerland, *Stevens, *Summerville, *Tate, *Tracy, *Watson, *Yager, *Ramsey.

Senate Joint Resolution No. 826 -- Memorials, Retirement - Victor S. "Torry" Johnson, III. by *Dickerson, *Henry, *Harper, *Haile.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1115 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1116 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1117 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1118 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1119 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1120 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1121 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1122 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1123 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1124 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1125 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1126 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1127 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1128 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1129 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1130 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1131 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1132 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1133 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1134 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1135 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1136 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1137 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1138 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1139 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1140 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1141 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1142 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1143 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1144 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1145 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1146 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1147 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1148 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1149 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1150 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1151 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1152 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1153 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1154 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1155 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1156 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1157 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1158 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1159 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1160 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1161 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1162 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Camper moved that all members voting aye on House Joint Resolution No. 1163 be added as co-prime sponsors with the Shelby County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Haynes moved that the Knox County delegation be added a co-prime sponsors on Senate Joint Resolution No. 772, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Haynes moved that the Knox County delegation be added a co-prime sponsors on Senate Joint Resolution No. 773 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Parkinson moved that all members voting aye on Senate Joint Resolution No. 792 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Haynes moved that all members voting aye on Senate Joint Resolution No. 823 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Rep. Haynes moved that all members voting aye on Senate Joint Resolution No. 824 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Rep(s). Alexander, Butt, Pody, Ragan and Womick.

Pursuant to **Rule No. 50**, Rep. Dunn moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes 95
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Lollar, Love, Lundberg, Marsh, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Womick, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

REGULAR CALENDAR

***House Bill No. 2451** -- Taxes, Ad Valorem - As introduced, allows the state board of equalization to correct an error in the computation of a certified tax rate; makes corrected rate applicable to the tax year in which the certified tax rate is calculated if the error is corrected before the tax billing date and in the next tax year if the error is corrected after the tax billing date. - Amends TCA Title 67. by *McDaniel, *Roach. (SB2553 by *Yager)

On motion, House Bill No. 2451 was made to conform with **Senate Bill No. 2553**; the Senate Bill was substituted for the House Bill.

Rep. McDaniel moved that **Senate Bill No. 2553** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Halford, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Lollar, Love, Lundberg, Marsh, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

House Bill No. 2266 -- Welfare - As introduced, establishes a poverty task force. - Amends TCA Title 4 and Title 71. by *Akbari, *Camper, *Gilmore, *Favors, *Miller, *Jones, *Johnson G, *Shaw, *Turner J, *Powell, *Armstrong, *Towns, *Pitts, *Cooper, *Hardaway. (*SB2380 by *Finney, *Kyle, *Tate, *Harper, *Burks)

Rep. Akbari moved that House Bill No. 2266 be passed on third and final consideration.

Rep. Ramsey moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2266 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 71, Chapter 5, is amended by adding the following language as a new part:

71-5-801 The commissioner of the department of human services shall complete a study of poverty in Tennessee, including its implications and potential solution strategies with feedback from departments, agencies, and selected non-governmental organizations serving the affected populations. Such departments, agencies and organizations shall include, but not be limited to the following:

- (1) Department of Children's Services;
- (2) Department of Health;
- (3) The Bureau of TennCare;
- (4) Department of Economic and Community Development;
- (5) The Tennessee Commission on Children and Youth;
- (6) The Tennessee Commission on Aging and Disability;
- (7) The Room in the Inn program of Middle Tennessee;
- (8) The Catholic Charities in Tennessee;
- (9) The Area Relief Ministries of Jackson, Tennessee;
- (10) The Second Harvest Food Bank of Tennessee;

(11) The Neighborhood Christian Center of Memphis, Tennessee;
and

(12) The Regional Interfaith Alliance of Jackson, Tennessee.

71-5-802(a) The poverty reduction plan shall:

(1) Assess the current and future impact of poverty on the residents of Tennessee;

(2) Examine the existing barriers, services and resources addressing the needs of persons living in poverty and their families; and

(3) Develop a proposed strategy to mobilize the state response to the poverty crisis;

(b) The poverty reduction plan shall include an examination of the following in its assessment and recommendations:

(1) A determination of the economic and human impact of poverty in this state;

(2) A review of the remedies to reduce the number of individuals and families living in poverty in this state;

(3) Information to be utilized as potential legislative remedies for consideration in the one hundred ninth general assembly; and

(4) Needed state policies or responses, including directions for the provision of clear and coordinated services and support to persons living in poverty and strategies to address any identified gaps in services.

71-5-803

(a) The commissioner and other departments, agencies and selected non-governmental organizations conducting the study shall hold a public meeting and utilize technological means to gather feedback on the recommendations from the general public and from persons and families affected by poverty.

(b) The department shall submit its findings and recommendations to the governor and the general assembly in the form of a state anti-poverty plan by January 15, 2015.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Health Committee Amendment No. 1 was adopted.

TUESDAY, APRIL 15, 2014 – SIXTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

Rep. Akbari moved that **House Bill No. 2266**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 80
Noes 8

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H, Brooks K, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Doss, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Halford, Hardaway, Harrison, Hawk, Haynes, Hill M, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Lollar, Love, Lundberg, Matheny, Matlock, McDaniel, McManus, Miller, Mitchell, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Turner J, Turner M, Van Huss, Watson, White D, White M, Williams K, Williams R, Windle, Womick, Madam Speaker Harwell -- 80

Representatives voting no were: Butt, Evans, Floyd, Hill T, Marsh, Pody, Powers, Wirgau -- 8

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Harrison voted "aye" on **House Bill No. 2266**.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from "aye" to "no" on the **House Bill No. 2266** and have this statement entered in the Journal: Rep(s). J. Carr.

REGULAR CALENDAR, CONTINUED

House Bill No. 2211 -- Economic and Community Development - As introduced, requires the commissioner of economic and community development and the commissioner of revenue, in consultation with CTAS and MTAS, to study the effects of state and local tax incentives on industrial and tourism development on or before January 15, 2013; requires the report to assess how the incentives have facilitated such development over the past 2 years and to make recommendations concerning additional incentives to facilitate such development. - Amends TCA Title 7, Chapter 53 and Title 7, Chapter 88. by *Camper, *Dean, *Todd, *Haynes, *Carr D, *Miller, *Durham, *Floyd, *McCormick, *Parkinson, *Cooper. (*SB1858 by *Tate, *Ford)

On motion, House Bill No. 2211 was made to conform with **Senate Bill No. 1858**; the Senate Bill was substituted for the House Bill.

Rep. Camper moved that Senate Bill No. 1858 be passed on third and final consideration.

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This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

Rep. M. Hill moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Camper moved that **Senate Bill No. 1858** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	1

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Lollar, Love, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Womick, Madam Speaker Harwell -- 94

Representatives voting no were: Wirgau -- 1

A motion to reconsider was tabled.

House Bill No. 2214 -- Real Property - As introduced, makes the Older Neighborhood Preservation Act applicable to areas where a majority of the residential property was constructed 30 years or more prior to April 22, 2004, instead of 50 years or more prior to April 22, 2004. - Amends TCA Title 5; Title 6; Title 7; Title 13; Title 29; Title 38; Title 48; Title 66 and Title 67. by *Camper, *Parkinson, *Cooper, *Hardaway. (*SB1860 by *Tate, *Ford)

On motion, House Bill No. 2214 was made to conform with **Senate Bill No. 1860**; the Senate Bill was substituted for the House Bill.

Rep. Camper moved that Senate Bill No. 1860 be passed on third and final consideration.

Rep. M. Hill moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Camper moved that **Senate Bill No. 1860** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan,

Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Lollar, Love, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

House Bill No. 2312 -- Motor Vehicles, Titling and Registration - As introduced, requires the \$2.00 fee imposed by county clerks for handling mail orders of registration plates and decals to be increased to \$3.00 on January 1 of the first new license plate issuance year after July 1, 2014. - Amends TCA Section 55-4-105. by *Ragan. (*SB2319 by *McNally)

On motion, House Bill No. 2312 was made to conform with **Senate Bill No. 2319**; the Senate Bill was substituted for the House Bill.

Rep. Ragan moved that Senate Bill No. 2319 be passed on third and final consideration.

Rep. Dean moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2319 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-4-105, is amended by deleting the last sentence of subsection (c) and substituting the following:

Each county clerk may impose a fee of two dollars (\$2.00) for the service of handling mail orders of plates and decals; provided, that the amount of such fee shall be increased to three dollars (\$3.00) for the service of handling mail orders of plates on July 1, 2014.

SECTION 2. This act shall take effect on July 1, 2014, the public welfare requiring it.

On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. Ragan moved that **Senate Bill No. 2319**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	72
Noes.....	14
Present and not voting.....	2

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H, Brooks K, Calfee, Camper, Carr D, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favours, Fitzhugh, Floyd, Gilmore, Halford,

Hardaway, Harrison, Haynes, Holt, Jernigan, Johnson C, Johnson G, Keisling, Lamberth, Lollar, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Odom, Parkinson, Pitts, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sargent, Sexton, Shaw, Shepard, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Watson, Weaver, White D, White M, Williams R -- 72

Representatives voting no were: Butt, Carr J, Hall, Hawk, Hill M, Hill T, Kane, Lundberg, Moody, Pody, Van Huss, Windle, Wirgau, Womick -- 14

Representatives present and not voting were: Powers, Sparks -- 2

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “not voting” to “aye” on the **Consent Calendar** and have this statement entered in the Journal: Rep(s). Littleton.

REGULAR CALENDAR, CONTINUED

House Bill No. 1558 -- Education - As introduced, removes requirement that the BEP review committee consider whether to include English as second language teachers in the BEP funding formula, because the review committee has recommended that such teachers be included in the formula and the senate and house of representatives have approved the inclusion. - Amends TCA Title 49. by *Ragan. (*SB1453 by *McNally)

Rep. Ragan moved that House Bill No. 1558 be passed on third and final consideration.

Rep. H. Brooks moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1558 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-3-352, is amended by adding the following language as new subsection (d):

(d) Subsection (b) shall not apply in counties having a population of not less than seventy-five thousand one hundred (75,100) nor more than seventy-five thousand two hundred (75,200), according to the 2010 federal census or any subsequent federal census, and contains a national laboratory. In any such county, all appropriations from all sources to fund public education shall be deposited into the dedicated education fund. Money in the dedicated education fund shall be invested as provided by law.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Education Committee Amendment No. 1 was adopted.

Rep. Sargent moved adoption of Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND House Bill No. 1558 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. Tennessee Code Annotated, Section 49-3-352, is amended by adding the following language to the end of subsection (c):

For the 2014-2015 fiscal year, the accumulated fund balance required to be maintained pursuant to this subsection (c) shall equal no less than one and one-half percent (1.5%) of budgeted annual operating expenses and amounts in excess of such level may be expended in accordance with this subsection (c); provided, that in subsequent fiscal years the accumulated fund balance required to be maintained pursuant to this subsection (c) shall be restored by at least one-half percent (0.5%) per year until such balance equals no less than three percent (3%) of budgeted annual operating expenses.

On motion, Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Ragan moved adoption of Amendment No. 3 as follows:

Amendment No. 3

AMEND House Bill No. 1558 by adding the following language at the end of the amendatory language of the new section added to the bill by House Finance, Ways and Means Committee Amendment #1 (draft no. 15975):

An LEA shall only make nonrecurring expenditures from its accumulated fund balance that reduce the fund's balance below three percent (3%) of the budgeted annual operating expenses in the 2014-2015 fiscal year, unless the local legislative body by resolution approves an expenditure that is recurring in nature. A nonrecurring expenditure from the accumulated fund balance that reduces the fund's balance below three percent (3%) of the budgeted annual operating expenses in the 2014-2015 fiscal year shall be excluded from the LEA's maintenance of local funding requirement. All such nonrecurring expenditures from an LEA's accumulated fund balance in the 2014-2015 fiscal year shall be subject to review by the department of education to ensure the nonrecurring nature.

On motion, Amendment No. 3 was adopted.

Rep. Ragan moved adoption of Amendment No. 4 as follows:

Amendment No. 4

AMEND House Bill No. 1558 by deleting the word "contains" in Section 1 of the bill as amended by draft no. 14638 and substituting instead the word "containing".

On motion, Amendment No. 4 was adopted.

Rep. Ragan moved adoption of Amendment No. 5 as follows:

Amendment No. 5

AMEND House Bill No. 1558 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. Tennessee Code Annotated, Section 49-3-352(c), is amended by designating the existing language as subdivision (1) and by adding the following language as new subdivision (2):

(2) For the 2014-2015 fiscal year, the accumulated fund balance required to be maintained pursuant to subdivision (c)(1) shall equal no less than one and one-half percent (1.5%) of budgeted annual operating expenses and amounts in excess of such level may be expended in accordance with this subsection (c); provided, that in subsequent fiscal years the accumulated fund balance required to be maintained pursuant to this subsection (c) shall be restored by at least one-half percent (0.5%) per year until such balance equals no less than three percent (3%) of budgeted annual operating expenses. An LEA may make nonrecurring expenditures from its accumulated fund balance that reduce the fund's balance below three percent (3%) of the budgeted annual operating expenses in the 2014-2015 fiscal year. A nonrecurring expenditure from the accumulated fund balance that reduces the fund's balance below three percent (3%) of the budgeted annual operating expenses in the 2014-2015 fiscal year shall be excluded from the LEA's maintenance of local funding requirement in future fiscal years. All such nonrecurring expenditures from an LEA's accumulated fund balance in the 2014-2015 fiscal year shall be subject to review by the department

of education and the comptroller's office of research and education accountability to ensure the nonrecurring nature.

On motion, Amendment No. 5 was adopted.

Rep. Swann moved adoption of Amendment No. 6 as follows:

Amendment No. 6

AMEND House Bill No. 1558 by adding the following language as a new section immediately prior to the penultimate section and by renumbering the subsequent sections accordingly:

SECTION __. Tennessee Code Annotated, Section 49-3-352, is amended by adding the following language as new subsection (e):

(e) Subsection (b) shall not apply in counties having a population of not less than one hundred twenty-three thousand one (123,001) nor more than one hundred twenty-three thousand one hundred (123,100), according to the 2010 federal census or any subsequent federal census. In any such county, all appropriations from all sources to fund public education shall be deposited into the dedicated education fund. Money in the dedicated education fund shall be invested as provided by law.

Rep. Ragan moved that Amendment No. 6 be tabled, which motion failed by the following vote:

Ayes	35
Noes	54

Representatives voting aye were: Alexander, Bailey, Brooks K, Carr J, Carter, Casada, Dennis, Doss, Durham, Eldridge, Evans, Faison, Farmer, Floyd, Goins, Johnson C, Lamberth, Littleton, Matheny, Matlock, McDaniel, Pitts, Powers, Ragan, Rich, Roach, Rogers, Sargent, Shipley, Spivey, Todd, Watson, Weaver, White M, Madam Speaker Harwell -- 35

Representatives voting no were: Akbari, Armstrong, Brooks H, Camper, Carr D, Coley, Cooper, Dean, Favors, Fitzhugh, Forgety, Gilmore, Halford, Hall, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson G, Jones, Keisling, Lollar, Love, Marsh, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pody, Powell, Ramsey, Sanderson, Sexton, Shaw, Shepard, Sparks, Stewart, Swann, Tidwell, Towns, Turner J, Turner M, Van Huss, White D, Williams K, Williams R, Windle, Wirgau, Womick -- 54

On motion, Amendment No. 6 was adopted by the following vote:

Ayes	65
Noes	25

Representatives voting aye were: Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Carr D, Carter, Coley, Cooper, Doss, Durham, Eldridge, Faison, Farmer, Favors, Forgety, Gilmore, Goins, Hall, Hardaway, Harrison, Hawk, Hill M, Hill T, Jernigan, Johnson C, Jones, Keisling, Lamberth, Littleton, Love, Matheny, Matlock, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Powell, Powers, Ramsey, Rich, Roach, Sexton, Shepard, Shipley, Sparks, Spivey, Swann, Tidwell, Towns, Turner J, Turner M, Van Huss, Watson, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick -- 65

Representatives voting no were: Alexander, Carr J, Casada, Dean, Dennis, Dunn, Evans, Floyd, Halford, Haynes, Johnson G, Lollar, Lundberg, Marsh, McCormick, Pody, Ragan, Rogers, Sanderson, Sargent, Shaw, Stewart, Todd, Weaver, Madam Speaker Harwell -- 25

Rep. Ragan requested that House Bill No. 1558 be moved to the heel of the Calendar, which motion prevailed.

House Bill No. 2230 -- Autopsies - As introduced, clarifies that county medical examiners and coroners, through district attorney, have right to subpoena medical and health records from hospitals and mental health facilities when conducting an initial investigation into a death. - Amends TCA Title 38, Chapter 7, Part 1. by *Calfee. (*SB1497 by *Green, *Ford)

On motion, House Bill No. 2230 was made to conform with **Senate Bill No. 1497**; the Senate Bill was substituted for the House Bill.

Rep. Calfee moved that Senate Bill No. 1497 be passed on third and final consideration.

Rep. Lundberg moved that Civil Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Calfee moved that **Senate Bill No. 1497** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 97

A motion to reconsider was tabled.

House Bill No. 1898 -- Recycling - As introduced, increases the recycling goal for municipal solid waste regions in phases from the current 25 percent to 50 percent in 2018; requires that certain actions be taken by regions that do not meet the goal; requires that preference for certain grants be given to regions that do not meet the goal. - Amends TCA Title 68, Chapter 211. by *Swann, *Gilmore, *Hardaway. (*SB1917 by *Southerland, *Burks, *Overbey, *Yager)

On motion, House Bill No. 1898 was made to conform with **Senate Bill No. 1917**; the Senate Bill was substituted for the House Bill.

Rep. Swann moved that Senate Bill No. 1917 be passed on third and final consideration.

Rep. Halford moved that Agriculture and Natural Resources Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved adoption of Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND Senate Bill No. 1917 by deleting 68-211-807(a) in SECTION 1 and substituting instead the following:

68-211-807.

(a) There is hereby established the Tennessee solid waste and recycling advisory committee to be composed of sixteen (16) members as follows:

(1) One (1) person who is engaged in a field directly related to agriculture, to be appointed by the speaker of the senate;

(2) One (1) person who is a manufacturer of aluminum and aluminum products, to be appointed by the speaker of the senate;

(3) One (1) person who is a manufacturer of plastic and plastic products, to be appointed by the speaker of the senate;

(4) One (1) person who is a private solid waste hauler and manages Class I sanitary landfills, to be appointed by the speaker of the senate;

(5) One (1) person who represents county governments, to be appointed by the speaker of the senate;

(6) One (1) person who represents city governments, to be appointed by the speaker of the senate;

(7) Two (2) people who represent environmental concerns, to be appointed by the speaker of the house of representatives;

(8) One (1) person from the pulp and paper industry, to be appointed by the speaker of the house of representatives;

(9) One (1) person who represents resalers or distributors of canned or bottled beverages, to be appointed by the speaker of the house of representatives;

(10) One (1) person who is a small waste generator, to be appointed by the speaker of the house of representatives;

(11) One (1) person who is a private recycler/processor of recyclable materials and a manager of a single stream material recovery facility (MRF), to be appointed by the speaker of the house of representatives;

(12) Two (2) representatives from the department who are knowledgeable in the areas of solid waste and recycling, to be appointed by the commissioner;

(13) One (1) person who is a manufacturer of tires and other rubber products, to be appointed by the speaker of the senate; and

(14) One (1) person who is a retailer of tires, to be appointed by the speaker of the senate.

On motion, Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Swann moved that **Senate Bill No. 1917**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	88
Noes.....	3

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Halford, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Jernigan, Johnson C, Johnson G, Jones, Kane, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, White D, White M, Williams K, Williams R, Womick, Madam Speaker Harwell -- 88

Representatives voting no were: Evans, Windle, Wirgau -- 3

A motion to reconsider was tabled.

House Bill No. 2200 -- Evidence - As introduced, prohibits an employer from using voice stress analysis machines on an employee's response, or introducing or considering such analysis in any hearing or other employment procedure; prohibits the use of voice stress

analysis and testimony regarding voice stress analysis as evidence in any criminal proceeding. - Amends TCA Title 8; Title 39; Title 40 and Title 50. by *Turner M, *Mitchell. (*SB2144 by *Tate)

Rep. M. Turner requested that House Bill No. 2200 be moved down four places on the Calendar, which motion prevailed.

***House Bill No. 2406** -- Alcohol Offenses, Sales - As introduced, clarifies that art galleries that serve wine to patrons must not serve wine to persons less than 21 years old. - Amends TCA Title 57. by *Turner M. (SB2482 by *Johnson)

Rep. M. Turner moved that House Bill No. 2406 be passed on third and final consideration.

Rep. Haynes requested that State Government Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Sargent moved adoption of Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND House Bill No. 2406 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 57-4-301(b)(1)(W), is amended by adding the following language as a new subdivision:

(iv) Between 0% and 15% of gross sales \$6,000

SECTION 2. Tennessee Code Annotated, Section 57-4-201(b)(3)(E)(i), is amended by deleting the subdivision in its entirety and renumbering the remaining subdivision accordingly.

SECTION 3. Tennessee Code Annotated, Section 57-4-203, is amended by adding the following language as new, appropriately designated subsections:

() Any establishment holding a license pursuant to § 57-4-301(b)(1)(W)(iv) shall not permit any person under the age of twenty-one (21) years to enter the establishment, unless accompanied by an adult who is twenty-one (21) years of age or older, or unless the person is employed by the establishment. The establishment shall post signs on the premises not less than eight and one half inches by eleven inches (8½" x 11"), which contain the following language: STATE LAW PROHIBITS PATRONS UNDER 21 FROM ENTERING THIS ESTABLISHMENT UNLESS ACCOMPANIED BY AN ADULT OVER 21. The commission shall have the authority to revoke, suspend, or fine any establishment holding a license pursuant to § 57-4-301(b)(1)(W)(iv) for any violation of this subsection.

() Any establishment holding a license pursuant to § 57-4-301(b)(1)(W)(iv) shall not permit alcoholic beverages to be sold on sidewalks, streets, or alleys.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Dunn moved adoption of Amendment No. 3 as follows:

Amendment No. 3

AMEND House Bill No. 2406 by deleting SECTION 3 of the bill as amended and by substituting instead the following language:

SECTION 3. Tennessee Code Annotated, Section 57-4-203, is amended by adding the following language as new, appropriately designated subsections:

() Any establishment holding a license pursuant to § 57-4-301(b)(1)(W)(iv) shall not permit any person under the age of twenty-one (21) years to enter the establishment, unless the person is employed by the establishment. The establishment shall post signs on the premises not less than eight and one half inches by eleven inches (8½" x 11"), which contain the following language: STATE LAW PROHIBITS PATRONS UNDER 21 FROM ENTERING THIS ESTABLISHMENT. The commission shall have the authority to revoke, suspend, or fine any establishment holding a license pursuant to § 57-4-301(b)(1)(W)(iv) for any violation of this subsection.

() Any establishment holding a license pursuant to § 57-4-301(b)(1)(W)(iv) shall not permit alcoholic beverages to be sold on sidewalks, streets, or alleys.

On motion, Amendment No. 3 was adopted.

Rep. Haynes moved that State Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Todd moved the previous question, which motion prevailed.

Rep. M. Turner moved that **House Bill No. 2406**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	70
Noes.....	15
Present and not voting.....	5

TUESDAY, APRIL 15, 2014 – SIXTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

Representatives voting aye were: Akbari, Armstrong, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Halford, Hall, Hardaway, Hawk, Haynes, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Odom, Parkinson, Powell, Ramsey, Rich, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Watson, Weaver, White D, Williams K, Williams R, Womick, Madam Speaker Harwell -- 70

Representatives voting no were: Brooks K, DeBerry J, Dunn, Evans, Floyd, Harrison, Hill M, Hill T, Holt, Matlock, Moody, Roach, Van Huss, White M, Windle -- 15

Representatives present and not voting were: Alexander, Dean, Doss, Pody, Powers -- 5

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep(s). D. Carr and Armstrong voted "aye" on **House Bill No. 2406**.

REGULAR CALENDAR, CONTINUED

***House Resolution No. 185** -- Memorials, Government Officials - Urges U.S. department of state to decree that building the Keystone XL Pipeline serves the national interest, and recommends that Keystone SL be granted the presidential permit necessary to begin construction of the pipeline. by *Turner M, *Fitzhugh, *Casada, *Lamberth, *Towns, *Rogers, *Weaver.

Rep. M. Turner moved adoption of House Resolution No. 185.

Rep. Powers moved that House Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Towns moved the previous question, which motion prevailed.

Rep. M. Turner moved adoption of **House Resolution No. 185**, which motion prevailed by the following vote:

Ayes	87
Noes.....	1
Present and not voting.....	1

Representatives voting aye were: Akbari, Alexander, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Eldridge, Evans, Faison, Farmer, Fitzhugh, Floyd, Forgety, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powers, Ramsey, Rich, Roach,

3995

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 87

Representatives voting no were: Armstrong -- 1

Representatives present and not voting were: Powell -- 1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “aye” to “present not voting” on the **House Bill No. 2406** and have this statement entered in the Journal: Rep(s). Butt.

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “aye” to “no” on the **House Bill No. 2406** and have this statement entered in the Journal: Rep(s). Lollar.

BRIEF RECESS

Without objection, Rep. McCormick moved that the House stand in recess for five minutes.

RECESS EXPIRED

The recess having expired, the House was called to order by Madam Speaker Harwell.

ROLL CALL DISPENSED WITH

On motion of Rep. McCormick the roll call was dispensed with.

REGULAR CALENDAR, CONTINUED

***House Joint Resolution No. 847** -- General Assembly, Statement of Intent or Position - Expresses profound regret for the enslavement and racial segregation of African-Americans. by *Turner M, *Miller, *Parkinson, *Armstrong, *Turner J, *Love, *Gilmore, *Cooper, *Towns, *Shaw, *Favors, *Akbari, *Camper, *Hardaway, *DeBerry J, *Casada, *Stewart, *Fitzhugh, *Pitts, *Powell.

Rep. M. Turner moved adoption of House Joint Resolution No. 847.

Rep. Haynes moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Joint Resolution No. 847 by deleting the seventh preamble clause in its entirety and by substituting instead the following:

WHEREAS, slavery was not officially abolished until adoption of the 13th Amendment to the United States Constitution on December 6, 1865, after the end of the Civil War, which was fought, to a large degree, over the slavery issue; and

AND FURTHER AMEND by deleting the second resolving clause in its entirety.

On motion, State Government Committee Amendment No. 1 was adopted.

Rep. M. Turner moved adoption of **House Joint Resolution No. 847**, as amended, which motion prevailed by the following vote:

Ayes	97
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 97

Representatives present and not voting were: Evans -- 1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “aye” to “not voting” on the **House Joint Resolution No. 847** and have this statement entered in the Journal: Rep(s). Van Huss.

REGULAR CALENDAR, CONTINUED

House Bill No. 2200 -- Evidence - As introduced, prohibits an employer from using voice stress analysis machines on an employee's response, or introducing or considering such analysis in any hearing or other employment procedure; prohibits the use of voice stress

analysis and testimony regarding voice stress analysis as evidence in any criminal proceeding. - Amends TCA Title 8; Title 39; Title 40 and Title 50. by *Turner M, *Mitchell. (*SB2144 by *Tate)

Further consideration of House Bill No. 2200 previously considered on today's Calendar.

On motion, House Bill No. 2200 was made to conform with **Senate Bill No. 2144**; the Senate Bill was substituted for the House Bill.

Rep. M. Turner moved that Senate Bill No. 2144 be passed on third and final consideration.

Rep. Lundberg moved that Civil Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Hardaway moved the previous question, which motion was ruled out of order.

Rep. Dean moved the previous question, which motion prevailed.

Rep. M. Turner moved that **Senate Bill No. 2144** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes..... 2

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

Representatives voting no were: Dennis, Sexton -- 2

A motion to reconsider was tabled.

House Bill No. 2121 -- Teachers, Principals and School Personnel - As introduced, provides that duty-free teacher time for instructional planning shall be allocated on an individual basis. - Amends TCA Title 49. by *Dunn, *Moody, *Forgety, *Kane, *Brooks H, *White D, *White M. (*SB2257 by *Massey, *Burks)

On motion, House Bill No. 2121 was made to conform with **Senate Bill No. 2257**; the Senate Bill was substituted for the House Bill.

Rep. Dunn moved that **Senate Bill No. 2257** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “not voting” to “aye” on the **Senate Bill No. 2257** and have this statement entered in the Journal: Rep(s). Van Huss.

REGULAR CALENDAR, CONTINUED

House Bill No. 1597 -- Sunset Laws - As introduced, extends the state protest committee, June 30, 2015. - Amends TCA Title 4, Chapter 29, Part 2 and Title 4, Chapter 56. by *Matheny, *Ragan. (*SB1559 by *Bell)

On motion, House Bill No. 1597 was made to conform with **Senate Bill No. 1559**; the Senate Bill was substituted for the House Bill.

Rep. Matheny moved that Senate Bill No. 1559 be passed on third and final consideration.

Rep. Ragan moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1559 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-235(a), is amended by deleting subdivision (46).

SECTION 2. Tennessee Code Annotated, Section 4-29-238(a), is amended by adding a new subdivision thereto, as follows:

() State protest committee, created by § 4-56-103;

SECTION 3. The state protest committee shall appear before the joint government operations subcommittee on judiciary and government no later than December 31, 2014, to update the subcommittee on the status of the issues raised in the committee's 2013 governmental entity review hearing.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Government Operations Committee Amendment No. 1 was adopted.

Rep. Matheny moved that **Senate Bill No. 1559**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks K, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

House Bill No. 1608 -- Sunset Laws - As introduced, extends the state building commission, June 30, 2015. - Amends TCA Title 4, Chapter 15, Part 1 and Title 4, Chapter 29, Part 2. by *Matheny, *Ragan. (*SB1556 by *Bell)

On motion, House Bill No. 1608 was made to conform with **Senate Bill No. 1556**; the Senate Bill was substituted for the House Bill.

Rep. Matheny moved that Senate Bill No. 1556 be passed on third and final consideration.

Rep. Ragan moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1556 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-235(a), is amended by deleting subdivision (43) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 4-29-238(a), is amended by adding a new subdivision thereto, as follows:

() State building commission, created by § 4-15-101;

SECTION 3. The state building commission shall appear before the joint government operations subcommittee on judiciary and government no later than December 31, 2014, to update the subcommittee on the status of the issues raised in the commission's 2013 governmental entity review hearing.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Government Operations Committee Amendment No. 1 was adopted.

Rep. Matheny moved that **Senate Bill No. 1556**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 91
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Brooks K, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Moody, Odom, Parkinson, Pitts, Pody, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 91

A motion to reconsider was tabled.

House Bill No. 1673 -- Administrative Procedure (UAPA) - As introduced, continues permanent rules filed with the secretary of state after January 1, 2013. by *Matheny, *Ragan. (*SB1603 by *Bell)

On motion, House Bill No. 1673 was made to conform with **Senate Bill No. 1603**; the Senate Bill was substituted for the House Bill.

Rep. Matheny moved that **Senate Bill No. 1603** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Brooks K, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

***House Bill No. 1634** -- Sunset Laws - As introduced, extends the emergency communications board, June 30, 2015. - Amends TCA Title 4, Chapter 29, Part 2 and Title 7, Chapter 86, Part 3. by *Matheny, *Ragan. (SB1895 by *Bell)

On motion, House Bill No. 1634 was made to conform with **Senate Bill No. 1895**; the Senate Bill was substituted for the House Bill.

Rep. Matheny moved that Senate Bill No. 1895 be passed on third and final consideration.

Rep. Ragan moved adoption of Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1895 By deleting all of the language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-235(a), is amended by deleting subdivision (24) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 4-29-236(a), is amended by adding the following language as a new, appropriately designated subdivision:

() Emergency communications board, created by § 7-86-302;

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Rep. Parkinson moved the previous question, which motion prevailed by the following vote:

Ayes 72

Noes..... 21

Representatives voting aye were: Alexander, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matlock, McDaniel, McManus, Moody, Parkinson, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sargent, Sexton, Shepard, Shipley, Sparks, Spivey, Tidwell, Travis, Turner J, Turner M, Watson, Weaver, White D, White M, Williams R, Womick, Madam Speaker Harwell -- 72

Representatives voting no were: Akbari, Camper, Carr D, DeBerry J, Favors, Fitzhugh, Hawk, Johnson G, Jones, Miller, Odom, Pitts, Sanderson, Shaw, Stewart, Swann, Todd, Van Huss, Williams K, Windle, Wirgau -- 21

Rep. Matheny moved that **Senate Bill No. 1895**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 91
Noes..... 5

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams R, Windle, Womick, Madam Speaker Harwell -- 91

Representatives voting no were: Fitzhugh, Shaw, Todd, Williams K, Wirgau -- 5

A motion to reconsider was tabled.

***House Bill No. 2453** -- Education - As introduced, requires every LEA to allow parents to review all instructional materials used in the classroom of the parent's child; mandates the LEA to allow parents access to review all surveys and evaluations administered to the parent's child. - Amends TCA Title 49, Chapter 2 and Title 49, Chapter 6, Part 70. by *Matheny, *Holt, *Dunn, *Hill M, *Moody, *Butt, *Womick, *Casada, *Faison, *Carr J, *Matlock, *Shipley, *White D, *Carter, *Doss, *Pody, *Weaver, *Kane, *Williams R, *DeBerry J, *Alexander, *Spivey, *Brooks K, *Rogers, *Lollar, *Williams K, *Todd, *Evans, *Sparks, *Littleton, *Coley, *Windle, *Bailey, *Hall. (SB2559 by *Bowling, *Hensley, *Bell, *Tate, *Green, *Dickerson, *Burks, *Crowe, *Gardenhire)

On motion, House Bill No. 2453 was made to conform with **Senate Bill No. 2559**; the Senate Bill was substituted for the House Bill.

Rep. Matheny moved that Senate Bill No. 2559 be passed on third and final consideration.

Rep. H. Brooks moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 2559 by deleting all language after the enacting clause and by substituting instead the following language:

SECTION 1. Tennessee Code Annotated, Section 49-6-7003, is amended by designating the existing language as subsection (a) and by designating the following language as new subsections:

(b) The policy shall provide that a parent or legal guardian is entitled to:

(1) Review all teaching materials, instructional materials, and other teaching aids used in the classroom of the parent or legal guardian's child; and

(2) Review tests that are developed by and graded by a teacher of the parent or legal guardian's child.

(c) The LEA shall make all teaching materials, including handouts readily available for review upon request by the parents or legal guardians.

SECTION 2. Tennessee Code Annotated, Section 49-2-211, is amended by designating the existing language as subsection (a) and by adding the following language as new subsections:

(b)

(1) The policy set forth in subsection (a) shall allow a parent or legal guardian access to review all surveys, analyses or evaluations, prior to being administered to the parent or legal guardian's child. The policy shall enable a parent or legal guardian to opt their student out of participating in a survey, analysis, or evaluation.

(2) Notwithstanding subdivision (b)(1), the policy shall require a parent, legal guardian or student, in the case of students eighteen (18) years of age or older, to provide written 223

before the collection of individual student biometric data.

(c) The LEA shall also disclose to the parent or legal guardian of the student the purpose for the survey, analysis, or evaluation materials as well as who will have access to the results.

SECTION 3. This act shall take effect July 1, 2014, the public welfare requiring it.

On motion, Education Committee Amendment No. 1 was adopted.

Rep. Matheny moved that **Senate Bill No. 2559**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

***House Bill No. 1730** -- Boards and Commissions - As introduced, merges the board of barber examiners and the board of cosmetology into the newly created state board of cosmetology and barber examiners; restructures appointing authority to include governor and both speakers. - Amends TCA Title 4, Chapter 29, Part 2; Title 4, Chapter 3; Title 62, Chapter 3 and Title 62, Chapter 4. by *Matheny. (SB1893 by *Bell)

On motion, House Bill No. 1730 was made to conform with **Senate Bill No. 1893**; the Senate Bill was substituted for the House Bill.

Rep. Matheny moved that Senate Bill No. 1893 be passed on third and final consideration.

Rep. Ragan requested that Government Operations Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, be withdrawn, which motion prevailed.

Rep. Ragan moved that Government Operations Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Matheny moved that **Senate Bill No. 1893** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93

Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Floyd, Forgety, Gilmore, Goins, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

House Bill No. 2394 -- Boards and Commissions - As introduced, combines the geologists and soil scientists funds to create the new geologist and soil scientist regulatory fund, with moneys from the fund to be used to defray expenses of the Soil Scientist Licensure Act and the Geologist Licensure Act. - Amends TCA Title 62, Chapter 18, Part 2 and Title 62, Chapter 36. by *Halford. (*SB1914 by *Bell)

On motion, House Bill No. 2394 was made to conform with **Senate Bill No. 1914**; the Senate Bill was substituted for the House Bill.

Rep. Halford moved that **Senate Bill No. 1914** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Lundberg, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

***Senate Joint Resolution No. 544** -- General Assembly, Statement of Intent or Position - Urges the President and Joint Chiefs of Staff to declare the mass shooting at Fort Hood, Texas an "act of terrorism" and convicted shooter Nidal Hasan, who has been sentenced to death, a terrorist. by *Green, *Gresham, *McNally, *Bowling, *Tracy.

Rep. Ragan moved that the House concur in **Senate Joint Resolution No. 544**, which motion prevailed by the following vote:

Ayes 92
Noes..... 0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Floyd, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

A motion to reconsider was tabled.

House Bill No. 2223 -- Civil Procedure - As introduced, permits courts and not just chancellors to reopen bidding on judicial sales; clarifies that a court clerk is empowered to take certain actions regarding the acceptance of an advance bid and the reopening of bidding at no additional fee, commission or cost, but the clerk is not to take those actions if a court order specifically prohibits the acceptance of an advance bid. - Amends TCA Title 35, Chapter 5. by *Hill M. (*SB2228 by *Crowe)

On motion, House Bill No. 2223 was made to conform with **Senate Bill No. 2228**; the Senate Bill was substituted for the House Bill.

Rep. M. Hill moved that **Senate Bill No. 2228** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

EXCUSED

4007

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Alexander

REGULAR CALENDAR, CONTINUED

House Bill No. 2116 -- Education, Higher - As introduced, limits courses state employees can take free of charge at public institutions of higher education under the state employees' fee waiver to 4 credit hours or 120 clock hours courses; allows the use of the fee waiver as partial payment for courses of more than 4 credit hours or 120 clock hours. - Amends TCA Section 8-50-114. by *Brooks H. (*SB1834 by *Gresham, *Niceley)

On motion, House Bill No. 2116 was made to conform with **Senate Bill No. 1834**; the Senate Bill was substituted for the House Bill.

Rep. H. Brooks moved that Senate Bill No. 1834 be passed on third and final consideration.

Rep. Forgety moved that Education Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. H. Brooks moved that **Senate Bill No. 1834** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes 1

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

Representatives voting no were: Hardaway -- 1

A motion to reconsider was tabled.

House Bill No. 2110 -- Motor Vehicles - As introduced, prohibits points from being assigned to a driver's record for any accident where police, ambulance or fire vehicles or apparatus were involved, as reported on the Tennessee Uniform Traffic Crash Report. - Amends TCA Title 55, Chapter 10 and Title 55, Chapter 50. by *Brooks H, *Dean. (*SB2252 by *Massey, *Bowling)

On motion, House Bill No. 2110 was made to conform with **Senate Bill No. 2252**; the Senate Bill was substituted for the House Bill.

Rep. H. Brooks moved that Senate Bill No. 2252 be passed on third and final consideration.

Rep. Dean moved that Transportation Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Harrison moved adoption of Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND Senate Bill No. 2252 By deleting Section 2 in its entirety and by substituting instead the following:

SECTION 2. This act shall take effect July 1, 2015, the public welfare requiring it.

On motion, Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. H. Brooks moved that **Senate Bill No. 2252**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes..... 0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

House Bill No. 2037 -- Pensions and Retirement Benefits - As introduced, requires the treasurer to recommend to the TCRS board of trustees a funding policy with respect to TCRS; enacts the "Public Employee Defined Benefit Financial Security Act of 2014"; revises other benefit-related provisions. - Amends TCA Title 8, Chapter 37, Part 3 and Title 9, Chapter 3. by *McManus, *Weaver, *Lamberth, *Evans, *Rogers. (*SB2079 by *Norris, *Kelsey, *Bowling, *Campfield, *Crowe, *Gardenhire, *Henry, *Tate)

On motion, House Bill No. 2037 was made to conform with **Senate Bill No. 2079**; the Senate Bill was substituted for the House Bill.

Rep. McManus moved that Senate Bill No. 2079 be passed on third and final consideration.

Rep. Harrison moved that Pensions and Insurance Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Harrison moved that Pensions and Insurance Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Harrison moved adoption of Pensions and Insurance Amendment No. 3 as follows:

Amendment No. 3

AMEND Senate Bill No. 2079 by deleting the second sentence in Section 9-3-504(b) in SECTION 3 of the bill and replacing it with the following:

Such funding policy shall be legally adopted and approved through a resolution by the political subdivision's chief legislative body or governing body.

AND FURTHER AMEND by deleting the language in Section 9-3-506 in SECTION 3 of the bill and replacing it instead with the following:

(a) The following provisions shall apply to all political subdivisions subject to this act:

(1) For political subdivision employees hired on or after the effective date of this act, the political subdivision may freeze, suspend or modify benefits, employee contributions, plan terms and design on a prospective basis. The provision in the foregoing sentence does not affect any judicial precedents or statutory law as they apply to employees who were employed prior to the effective date of this act; and

(2) For any pension plan that is funded below sixty percent (60%), the political subdivision shall not establish benefits enhancements unless approved by the state treasurer.

(b) The accrued benefits earned prior to any adjustment pursuant to subsection (a)(1) above shall remain an enforceable right and may not be reduced without the written consent of the political subdivision employee, unless

the employee is subject to the forfeiture of the employee's retirement benefits in accordance with § 8-35-124.

(c) Notwithstanding any other provision of law, for political subdivision employees hired on or after the effective date of this act, nothing under state law confers to participants in the pension plan an implied right to future retirement benefit arrangements, and such participants may not assert the indefinite continuation of the retirement formulas, contribution rates, eligibility ages, or any other provision of the pension plan. The provision in the foregoing sentence does not affect any judicial precedents or statutory law as they apply to employees who were employed prior to the effective date of this act.

On motion, Pensions and Insurance Amendment No. 3 was adopted.

Rep. Lundberg moved the previous question, which motion prevailed.

Rep. McManus moved that **Senate Bill No. 2079**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes.....	0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

***House Bill No. 1865** -- Tourism - As introduced, expands the applicability of the tourism development authority act to include Shelby County and its municipalities. - Amends TCA Title 7, Chapter 69, Part 1. by *McManus. (SB2333 by *Kelsey, *Tate, *Ford, *Kyle)

On motion, House Bill No. 1865 was made to conform with **Senate Bill No. 2333**; the Senate Bill was substituted for the House Bill.

Rep. McManus moved that Senate Bill No. 2333 be passed on third and final consideration.

Rep. Halford moved that Agriculture and Natural Resources Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. McManus moved that **Senate Bill No. 2333** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

***House Bill No. 1425** -- Medical Occupations - As introduced, authorizes online applications for various occupations regulated by the division of health related boards; revises public record status of certain investigatory records of the department of health. - Amends TCA Title 63, Chapter 1, Part 1; Title 63, Chapter 10, Part 3; Title 63, Chapter 11, Part 2; Title 63, Chapter 13, Part 3; Title 63, Chapter 23, Part 1; Title 63, Chapter 25, Part 1; Title 63, Chapter 3, Part 1; Title 63, Chapter 4, Part 1; Title 63, Chapter 6, Part 2; Title 63, Chapter 7, Part 1 and Title 63, Chapter 9, Part 1. by *McCormick, *Farmer, *Brooks K, *Pitts. (SB1629 by *Norris, *Watson)

On motion, House Bill No. 1425 was made to conform with **Senate Bill No. 1629**; the Senate Bill was substituted for the House Bill.

Rep. Farmer moved that **Senate Bill No. 1629** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes..... 0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

***House Bill No. 1769** -- Taxes, Gasoline, Petroleum Products - As introduced, enacts the "Transportation Fuel Equity Act"; uniformly taxes all commercial carriers using diesel fuel to transport persons or property for a fee; establishes the manner for collection of the tax. - Amends TCA Title 67, Chapter 3; Title 67, Chapter 4; Title 67, Chapter 6 and Chapter 602 of the Public Acts of 2007. by *McCormick, *Marsh, *Shepard, *Halford, *Tidwell, *Wirgau, *Doss, *Sanderson, *Littleton, *Miller, *Shaw, *McDaniel, *Calfee, *Armstrong, *Fitzhugh, *Ramsey, *Jernigan, *Mitchell, *Hall, *Carter. (SB2076 by *Norris, *McNally, *Henry, *Stevens)

Rep. Marsh moved that House Bill No. 1769 be passed on third and final consideration.

Rep. Harrison moved adoption of Finance, Ways & Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1769 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-3-202(c), is amended by deleting the subsection and substituting instead the following language:

(c) Except when used by a commercial carrier to produce power for a means of transportation, as defined in the Transportation Fuel Equity Act, compiled in part 14 of this chapter, diesel fuel that is indelibly dyed in accordance with internal revenue service regulations and is legal for exempt use only shall not be considered subject to the diesel tax imposed under this section.

SECTION 2. Tennessee Code Annotated, Section 67-3-418, is amended by deleting the first sentence and substituting instead the following language:

When an end user uses undyed diesel fuel as heating oil or for other non-highway purposes, the end user may apply for a refund of the diesel tax imposed by § 67-3-202. The end user shall not be entitled to a refund, if the end user is a commercial carrier who used the undyed diesel fuel to produce power for a means of transportation or if any other provision of law precludes the end user from applying for a refund.

SECTION 3. Tennessee Code Annotated, Title 67, Chapter 3, is amended by adding Sections 4 through 10 as a new part 14.

SECTION 4. This part shall be known and may be cited as the "Transportation Fuel Equity Act."

SECTION 5. The use of diesel fuel by commercial carriers has significant and unique impacts on the state, and the nature of the transportation industry raises significant challenges in the administration and enforcement of fuel taxes; therefore, this general assembly enacts this part to tax persons engaging in the activity of using diesel fuels to transport passengers or goods for a fee.

SECTION 6. Unless specifically defined in this part, all terms used in this part have the same meaning as they have elsewhere in this chapter. As used in this part:

(1) “Commercial carrier” means any individual, person, entity, or organization that contracts to transport passengers or goods for a fee;

(2) “Diesel tax” means the tax imposed by § 67-3-202;

(3) “Dyed diesel” means any diesel fuel that is indelibly dyed in accordance with internal revenue service regulations; and

(4) “Means of transportation” means any vehicle or other device employed by a commercial carrier for the purpose of transporting passengers or goods for a fee, including, but not limited to, motor vehicles, trains, and aircraft; provided, “means of transportation” does not include any marine vessels, boats, barges, or other craft operated on waterways.

SECTION 7. All diesel fuel, whether undyed or dyed, that is used in this state by a commercial carrier to produce power for a means of transportation is subject to the diesel tax. This section prevails over any other provision of this chapter.

SECTION 8.

(a) Each commercial carrier who uses dyed diesel to produce power for a means of transportation within this state shall be subject to the tax imposed by § 67-3-202 on all such fuel so used within this state and shall register with the department and file reports on forms prescribed by the department showing the total number of gallons of dyed diesel used within this state and any other information as may be reasonably required by the commissioner. Each report shall be filed on the twentieth day of the month following the close of each calendar quarter and shall include all activities occurring during such quarter.

(b) The full amount of the diesel tax imposed by this state on dyed diesel shall be paid at the same time that the commercial carrier transmits the report and no later than the quarterly due date set forth in subsection (a).

SECTION 9.

(a) The amount of diesel tax payable to this state on dyed diesel pursuant to this part is determined by multiplying the rate of the diesel tax by the number of gallons of dyed diesel used in this state by the commercial carrier to produce power for a means of transportation.

(b) There shall be allowed a credit against the amount determined under subsection (a) equal to the amount, if any, of sales tax properly paid to another state upon the dyed diesel used in this state by the commercial carrier to produce power for a means of transportation.

SECTION 10. All moneys collected pursuant to this part shall be deposited by the commissioner in the separate account known as the transportation equity trust fund created by § 9-4-207(a) and shall be used in the manner prescribed by § 9-4-207(b). This section prevails over any other provision of this chapter.

SECTION 11. Tennessee Code Annotated, Section 67-6-329(a)(2), is amended by deleting the subdivision and substituting instead the following:

(2) Motor fuel taxed per gallon by chapter 3, part 2 of this title;

SECTION 12. Section 129 of Chapter 602 of the Public Acts of 2007, is amended by deleting amendatory § 67-4-2306 and redesignating the remaining amendatory sections accordingly.

SECTION 13. Section 131 of Chapter 602 of the Public Acts of 2007, is amended in amendatory § 67-4-2503 by adding the following language at the end of the section:

Sales of dyed diesel fuel taxed per gallon by § 67-3-202 are exempt from the tax imposed by this part.

SECTION 14. Section 155 of Chapter 602 of the Public Acts of 2007, is amended in amendatory § 67-6-386 by deleting subsections (b), (c), and (d).

SECTION 15. Section 157 of Chapter 602 of the Public Acts of 2007, is amended by deleting the language “, and by inserting the language ‘and Section 67-4-2306’ between the word ‘chapter’ and the word ‘from’ in subdivision (2)”.

SECTION 16. Section 160 of Chapter 602 of the Public Acts of 2007, is amended by inserting the language “or” between the language “for use outside this state,” and “is a commercial air carrier” in subsection (a) and is further amended by deleting the following language in subsection (a):

or is a common carrier that actually uses diesel fuel in the operation of locomotives or railcars for the carriage of persons or property in interstate commerce

and is further amended by inserting the language “,” between the words “time” and “if” in the third sentence of subsection (a).

SECTION 17. Section 160 of Chapter 602 of the Public Acts of 2007, is further amended by deleting subsection (d).

SECTION 18. This act shall take effect on July 1, 2014, the public welfare requiring it.

On motion, Finance, Ways & Means Committee Amendment No. 1 was adopted.

Rep. Harrison moved that Finance, Ways & Means Committee Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Calfee moved the previous question, which motion failed by the following vote:

Ayes	57
Noes.....	36

Representatives voting aye were: Brooks H, Brooks K, Calfee, Carr D, Carter, Casada, Coley, Cooper, Dean, Doss, Durham, Eldridge, Evans, Faison, Farmer, Floyd, Forgety, Gilmore, Hall, Harrison, Hawk, Haynes, Holt, Jernigan, Johnson C, Lamberth, Littleton, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Mitchell, Moody, Odom, Parkinson, Pody, Powers, Ragan, Ramsey, Rich, Roach, Sargent, Sexton, Shepard, Sparks, Tidwell, Todd, Towns, Travis, Watson, White M, Williams K, Williams R, Madam Speaker Harwell -- 57

Representatives voting no were: Akbari, Armstrong, Camper, Carr J, DeBerry J, Dennis, Favors, Fitzhugh, Goins, Halford, Hardaway, Hill M, Hill T, Johnson G, Jones, Keisling, Lollar, Love, Lundberg, Miller, Pitts, Powell, Rogers, Sanderson, Shaw, Shipley, Spivey, Stewart, Swann, Turner J, Turner M, Van Huss, Weaver, Windle, Wirgau, Womick -- 36

After further discussion Rep. K. Williams moved the previous question, which motion prevailed by the following vote:

Ayes	70
Noes.....	18

Representatives voting aye were: Armstrong, Brooks H, Butt, Calfee, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Eldridge, Evans, Faison, Farmer, Favors, Floyd, Forgety, Gilmore, Hall, Hawk, Haynes, Holt, Jernigan, Johnson C, Jones, Kane, Lamberth, Littleton, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Rich, Roach, Rogers, Sanderson, Sexton, Shaw, Shepard, Sparks, Spivey, Swann, Tidwell, Todd, Travis, Turner M, Watson, White D, White M, Williams K, Williams R, Windle, Wirgau, Madam Speaker Harwell -- 70

Representatives voting no were: Akbari, Camper, DeBerry J, Fitzhugh, Goins, Halford, Hardaway, Hill M, Hill T, Johnson G, Keisling, Lollar, Love, Shipley, Stewart, Van Huss, Weaver, Womick -- 18

Rep. Marsh moved that **House Bill No. 1769**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	65
Noes.....	22
Present and not voting.....	2

Representatives voting aye were: Armstrong, Bailey, Brooks H, Butt, Calfee, Carr D, Carter, Coley, Cooper, Dennis, Doss, Dunn, Eldridge, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Halford, Hall, Harrison, Hawk, Haynes, Holt, Jernigan, Johnson C, Johnson G, Jones, Keisling, Lamberth, Littleton, Lollar, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Odom, Parkinson, Pitts, Pody, Powers, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Swann, Tidwell, Todd, Travis, Turner M, White M, Williams K, Williams R, Wirgau, Madam Speaker Harwell -- 65

Representatives voting no were: Carr J, Casada, Dean, Evans, Faison, Hardaway, Hill M, Hill T, Love, Lundberg, Powell, Rogers, Shipley, Spivey, Stewart, Turner J, Van Huss, Watson, Weaver, White D, Windle, Womick -- 22

Representatives present and not voting were: DeBerry J, Kane -- 2

A motion to reconsider was tabled.

JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Matlock voted "aye" on **House Bill No. 1769**.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from "not voting" to "no" on the **House Bill No. 1769** and have this statement entered in the Journal: Rep(s). Moody.

REGULAR CALENDAR, CONTINUED

House Bill No. 1116 -- Taxes, Ad Valorem - As introduced, removes a reference to a code provision concerning review of back assessments and assessments that was repealed. - Amends TCA Title 67, Chapter 5. by *McCormick. (*SB1128 by *Yager, *Norris)

On motion, House Bill No. 1116 was made to conform with **Senate Bill No. 1128**; the Senate Bill was substituted for the House Bill.

Rep. McCormick moved that Senate Bill No. 1128 be passed on third and final consideration.

Rep. M. Hill moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, be withdrawn, which motion prevailed.

Rep. McCormick moved that **Senate Bill No. 1128**, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Gilmore, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

House Bill No. 2491 -- Education, Higher - As introduced, enacts the "Tennessee Promise Scholarship Act of 2014"; revises certain provisions of the Tennessee HOPE scholarship program. - Amends TCA Title 49, Chapter 4, Part 7 and Title 49, Chapter 4, Part 9. by *McCormick, *Brooks H, *White M, *Forgety, *Kane, *Coley, *White D, *Brooks K, *DeBerry J, *Ragan. (*SB2471 by *Norris, *Campfield, *Massey, *Watson)

On motion, House Bill No. 2491 was made to conform with **Senate Bill No. 2471**; the Senate Bill was substituted for the House Bill.

Rep. McCormick moved that Senate Bill No. 2471 be passed on third and final consideration.

Rep. H. Brooks moved that Education Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, be withdrawn, which motion prevailed.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 2, as House Amendment No. 3, be withdrawn, which motion prevailed.

Rep. Butt moved that Amendment No. 4 be withdrawn, which motion prevailed.

Rep. McCormick moved that Amendment No. 5 be withdrawn, which motion prevailed.

Rep. Fitzhugh moved that Amendment No. 6 be withdrawn, which motion prevailed.

Rep. Fitzhugh moved adoption of Amendment No. 7 as follows:

Amendment No. 7

AMEND Senate Bill No. 2471 by deleting subsections (a) and (b) in the amendatory language of Section 6 and substituting instead:

(a) Subject to the amounts appropriated by the general assembly and any provision of law relating to a shortfall in funds available for postsecondary financial assistance from the net proceeds of the state lottery, the amount of a Tennessee HOPE scholarship and Tennessee HOPE scholarship for non-traditional students awarded to a student attending an eligible four-year postsecondary institution for the 2015-2016 academic year and academic years thereafter shall be two thousand dollars (\$2,000) for full-time attendance for each semester.

AND FURTHER AMEND by relettering the subsections in Section 6 subsequent to the deleted subsection (b) accordingly.

Rep. McCormick moved that House Amendment No. 7 be tabled, which motion prevailed by the following vote:

Ayes 62
Noes..... 30

Representatives voting aye were: Bailey, Brooks H, Brooks K, Butt, Calfee, Carr D, Carter, Casada, Coley, Dean, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Floyd, Forgety, Goins, Halford, Hall, Harrison, Hawk, Haynes, Hill M, Hill T, Johnson C, Kane, Lamberth, Littleton, Lollar, Lundberg, Lynn, Matheny, McCormick, McDaniel, McManus, Moody, Pody, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sargent, Sexton, Shipley, Sparks, Spivey, Swann, Todd, Travis, Van Huss, Watson, Weaver, White M, Williams K, Wirgau, Madam Speaker Harwell -- 62

Representatives voting no were: Akbari, Armstrong, Camper, Carr J, Cooper, Favors, Fitzhugh, Gilmore, Hardaway, Holt, Jernigan, Johnson G, Jones, Keisling, Love, Miller, Odom, Parkinson, Pitts, Powell, Sanderson, Shaw, Shepard, Stewart, Tidwell, Turner J, Turner M, Williams R, Windle, Womick – 30

Rep. Fitzhugh moved the previous question, which motion prevailed.

Rep. McCormick moved that **Senate Bill No. 2471** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 87
Noes..... 8

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Calfee, Camper, Carr D, Carter, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Goins, Halford, Hall,

Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Shaw, Shepard, Shipley, Sparks, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Madam Speaker Harwell -- 87

Representatives voting no were: Carr J, Casada, Durham, Holt, Matheny, Sexton, Spivey, Womick -- 8

A motion to reconsider was tabled.

***House Bill No. 1873** -- Economic and Community Development - As introduced, requires recipients of certain grants or loan contracts from the state to disclose certain information for the duration of the grant or loan; creates a fine for failure to provide such information; and requires the department of economic and community development to publish certain information on its web site. - Amends TCA Title 4. by *Fitzhugh, *Powell, *Bailey. (SB1978 by *Finney , *Bowling)

On motion, House Bill No. 1873 was made to conform with **Senate Bill No. 1978**; the Senate Bill was substituted for the House Bill.

Rep. Fitzhugh moved that Senate Bill No. 1978 be passed on third and final consideration.

Rep. Haynes moved that State Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Miller moved the previous question, which motion prevailed.

Rep. Fitzhugh moved that **Senate Bill No. 1978** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes.....	1

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Littleton, Lollar, Love, Lynn, Marsh, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 90

Representatives voting no were: Powers -- 1

A motion to reconsider was tabled.

House Bill No. 1902 -- Bail, Bail Bonds - As introduced, specifies that a bond will remain in effect until the court renders the defendant's sentence, if the disposition of the case is a conviction or a plea of guilty; specifies that after such a disposition and before the sentence is rendered, the bond will not negatively impact the surety. - Amends TCA Section 40-11-138. by *Dean. (*SB1952 by *Gardenhire, *Stevens)

On motion, House Bill No. 1902 was made to conform with **Senate Bill No. 1952**; the Senate Bill was substituted for the House Bill.

Rep. Dean moved that **Senate Bill No. 1952** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes 0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from "not voting" to "aye" on the **Senate Bill No. 2471** and have this statement entered in the Journal: Rep(s). Butt.

REGULAR CALENDAR, CONTINUED

House Bill No. 1485 -- Highways, Roads and Bridges - As introduced, permits a local legislative body to approve the clearing of a ford by majority vote; deletes the requirement that the legislative body and mayor report the fords to be cleared; deletes the requirement for advertisement of the fords to be cleared; removes the requirement that a contractor hired to clear a ford have two witnesses sign the certification upon completion. - Amends TCA Title 54. by *Dean, *Hill M, *McCormick, *Towns, *Brooks H, *Butt. (*SB1587 by *Tracy, *Bowling, *Kyle)

On motion, House Bill No. 1485 was made to conform with **Senate Bill No. 1587**; the Senate Bill was substituted for the House Bill.

Rep. Dean moved that Senate Bill No. 1587 be passed on third and final consideration.

Rep. Sparks moved that Transportation Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, be withdrawn, which motion prevailed.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 2, as House Amendment No. 3, be withdrawn, which motion prevailed.

Rep. M. White moved that Amendment No. 4 be withdrawn, which motion prevailed.

Rep. Dean moved that **Senate Bill No. 1587** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes.....	0

Representatives voting aye were: Akbari, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Womick, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

House Bill No. 1486 -- Special License Plates - As introduced, authorizes issuance of a specialty license plate for the Tennessee Cave Salamander; provides that the sale proceeds shall be deposited into the wildlife resources fund. - Amends TCA Title 55, Chapter 4. by *Dean, *Cooper. (*SB1457 by *Tracy, *Bowling, *Kyle, *Gardenhire)

On motion, House Bill No. 1486 was made to conform with **Senate Bill No. 1457**; the Senate Bill was substituted for the House Bill.

Rep. Dean moved that Senate Bill No. 1457 be passed on third and final consideration.

Rep. Sparks moved that Transportation Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, be withdrawn, which motion prevailed.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 2, as House Amendment No. 3, be withdrawn, which motion prevailed.

Rep. Dean moved that Amendment No. 4 be withdrawn, which motion prevailed.

Rep. Dean moved adoption of Amendment No. 5 as follows:

Amendment No. 5

AMEND Senate Bill No. 1457 by deleting the amendatory language of SECTION 11 in its entirety and by substituting instead the following:

(d) Notwithstanding § 55-4-201(h)(1), the "I RECYCLE" new specialty earmarked license plates authorized pursuant to this section shall have one (1) year from the effective date of this act or until July 1, 2015, whichever is later, to meet the applicable minimum issuance requirements of § 55-4-201(h)(1).

On motion, Amendment No. 5 was adopted.

Rep. Dean moved that the House consider Amendment No. 6 to Senate Bill No. 1457, which motion prevailed by the following vote:

Ayes 93
Noes 0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Goins, Halford, Hall, Hardaway, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

Rep. Dean moved adoption of Amendment No. 6 as follows:

Amendment No. 6

AMEND Senate Bill No. 1457 By deleting the amendatory language of SECTION 18 in its entirety and by substituting instead the following:

(c)

(1) The registration plates provided for in this section shall be designed in consultation with the commissioner of veterans' affairs.

(2) The design of registration plates that are issued pursuant to this section shall bear the name of the county of issue on the lower edge of the tag.

(3) For honorably discharged veterans and civilian veterans, the American flag shall be in the center of the license plate.

(4)

(A) For honorably discharged veterans and civilian veterans of Vietnam, the center emblem shall be crossed American and Republic of Vietnam flags. A Southeast Asia campaign medal or appropriate civilian documentation shall have been awarded in order to obtain the Vietnam Veteran plate.

(B) For honorably discharged veterans and civilian veterans who served during the time that Vietnam occurred but who do not qualify for issuance of the Vietnam Veteran plate, the American flag shall be in the center of the license plate and the strip along the bottom of the license plate shall read "Vietnam Era Veteran". Nothing in this subdivision (c)(4)(B) prohibits any veteran or civilian veteran who served during

Vietnam from requesting issuance of the honorably discharged veteran plate that is authorized by subsection (a).

(5)

(A) For veterans and civilian veterans of World War II, the strip along the bottom of the license plate shall read "WW II Veteran", and the symbol on the left shall be the Honorable Service Lapel Pin, also known as the ruptured duck. Proof of honorable military or civilian service between December 7, 1941, and December 31, 1946, shall be required to obtain this plate.

(B) For honorably discharged veterans and civilian veterans who served during the time that World War II occurred but who do not qualify for issuance of the World War II Veteran plate, the American flag shall be in the center of the license plate and the strip along the bottom of the license plate shall read "World War II Era Veteran". Nothing in this subdivision (c)(5)(B) prohibits any veteran or civilian veteran who served during World War II from requesting issuance of the honorably discharged veteran plate that is authorized by subsection (a).

(6)

(A) For veterans and civilian veterans of the Korean War, the strip along the bottom of the license plate shall read "Korean War Veteran", and the symbol on the left shall be crossed American and Republic of Korea flags. A Korean Service Medal shall have been awarded for an honorably discharged veteran, or appropriate civilian documentation, to obtain this plate.

(B) For honorably discharged veterans and civilian veterans who served during the time that the Korean War occurred but who do not qualify for issuance of the Korean War

Veteran plate, the American flag shall be in the center of the license plate and the strip along the bottom of the license plate shall read "Korean War Era Veteran". Nothing in this subdivision (c)(6)(B) prohibits any veteran or civilian veteran who served during the Korean War from requesting issuance of the honorably discharged veteran plate that is authorized by subsection (a).

(7)

(A) For veterans and civilian veterans of Operation Desert Storm, the strip along the bottom of the license plate shall read "Desert Storm Veteran", and the symbol on the left shall be crossed American and Kuwait flags. Award of the Southwest Asia Service Medal and proof of honorable service, or appropriate civilian documentation, shall be required for a veteran or civilian veteran to obtain this plate.

(B) For honorably discharged veterans and civilian veterans who served during the time that Operation Desert Storm occurred but who do not qualify for issuance of the Desert Storm Veteran plate, the American flag shall be in the center of the license plate and the strip along the bottom of the license plate shall read "Desert Storm Era Veteran". Nothing in this subdivision (c)(7)(B) prohibits any veteran or civilian veteran who served during Operation Desert Storm from requesting issuance of the honorably discharged veteran plate that is authorized by subsection (a).

(8)

(A) For veterans and civilian veterans of the peacekeeping mission in Bosnia, the plate shall be designed by the commissioner of veterans' affairs in consultation with the commissioner of revenue. The commissioner of veterans' affairs shall also set proof of service requirements for honorably discharged veterans and civilian veterans to obtain this plate.

(B) For honorably discharged veterans and civilian veterans who served during the time that the peacekeeping mission in Bosnia occurred but who do not qualify for issuance of the Bosnia Veteran plate, the American flag shall be in the center of the license plate and the strip along the bottom of the license plate shall read "Bosnia Era Veteran". Nothing in this subdivision (C)(8)(B) prohibits any veteran or civilian veteran who served during the peacekeeping mission in Bosnia from requesting issuance of the honorably discharged veteran plate that is authorized by subsection (a).

(9)

(A) For honorably discharged veterans of Operation Iraqi Freedom, the strip along the bottom of the license plate shall read "Operation Iraqi Freedom", and the symbol on the left shall be crossed American and Republic of Iraq flags, below which shall appear the word "VETERAN" in letters of an appropriate size. The commissioner of veterans' affairs shall also set proof of service requirements for veterans who served in Operation Iraqi Freedom to obtain the plate.

(B) For honorably discharged veterans who served during the time that Operation Iraqi Freedom occurred but who do not qualify for issuance of the Operation Iraqi Freedom plate, the American flag shall be in the center of the license plate and the strip along the bottom of the license plate shall read "Operation Iraqi Freedom Era". Nothing in this subdivision (c)(9)(B) prohibits any veteran who served during Operation Iraqi Freedom from requesting issuance of the honorably discharged veteran plate that is authorized by subsection (a).

(10)

(A) For honorably discharged veterans of Operation Enduring Freedom and active members of the United States armed forces serving in Operation Enduring Freedom, the strip along the bottom of the license plate shall read "Operation Enduring Freedom", and the symbol on the left shall be crossed American and Republic of Afghanistan flags, below which shall appear the word "VETERAN" in letters of an appropriate size. The commissioner of veterans' affairs shall also set proof of service requirements for veterans who have served or who are still serving in Operation Enduring Freedom to obtain the plate.

(B) For honorably discharged veterans who served during Operation Enduring Freedom but who do not qualify for issuance of the Operation Enduring Freedom plate, the American flag shall be in the center of the license plate and the strip along the bottom of the license plate shall read "Operation Enduring Freedom Era". Nothing in this subdivision (c)(10)(B) prohibits any veteran who served during Operation Enduring Freedom from requesting issuance of the honorably discharged veteran plate that is authorized by subsection (a).

(11)

(A) For honorably discharged veterans of Operation New Dawn and active members of the United States armed forces serving in Operation New Dawn, the plate shall be designed by the commissioner of veterans' affairs in consultation with the commissioner of revenue. The commissioner of veterans' affairs shall also set proof of service requirements for veterans who have

served or who are still serving in Operation New Dawn to obtain the plate.

(B) For honorably discharged veterans who served during Operation New Dawn but who do not qualify for issuance of the Operation New Dawn Veteran plate, the American flag shall be in the center of the license plate and the strip along the bottom of the license plate shall read "Operation New Dawn Era". Nothing in this subdivision (c)(11)(B) prohibits any veteran who served during Operation New Dawn from requesting issuance of the honorably discharged veteran plate that is authorized by subsection (a).

On motion, Amendment No. 6 was adopted.

Rep. Dean moved that **Senate Bill No. 1457**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

House Bill No. 1293 -- Criminal Offenses - As introduced, creates the continuing offense of sexual abuse of a child which is committing three or more incidents of sexual abuse of a child over more than a 90-day period or five incidents involving two or more victims within a 90-day period; establishes venue and punishment. - Amends TCA Title 39 and Title 40. by *Dean, *Shipley, *Lamberth, *Watson, *Faison, *Haynes, *Rich, *DeBerry J, *Alexander, *Mitchell, *Rogers, *Weaver, *Jones, *Miller, *Favors, *Coley, *Goins, *Lollar, *Shaw, *Hardaway, *Forgety, *Todd, *Parkinson, *Gilmore, *Swann, *Carr D, *Farmer, *Travis, *Johnson C, *Brooks K, *Powell, *Roach, *Ragan, *Evans, *Littleton, *Williams R, *Butt, *Towns, *Turner J, *Kane, *White M, *Hall, *Moody, *Brooks H, *McManus. (*SB1362 by *Yager, *Norris, *Burks, *Haile)

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On motion, House Bill No. 1293 was made to conform with **Senate Bill No. 1362**; the Senate Bill was substituted for the House Bill.

Rep. Dean moved that Senate Bill No. 1362 be passed on third and final consideration.

Rep. Watson moved that Criminal Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, be withdrawn, which motion prevailed.

Rep. Dean moved that **Senate Bill No. 1362** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 92
Noes 0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Floyd, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shepard, Shipley, Sparks, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

A motion to reconsider was tabled.

House Bill No. 2240 -- Alcoholic Beverages - As introduced, makes various changes to certain license requirements for establishments selling alcoholic beverages for on premises consumption; allows such establishments to blend or infuse alcoholic beverages. - Amends TCA Section 57-3-202 and Title 57, Chapter 4. by *Haynes. (*SB2265 by *Yager)

On motion, House Bill No. 2240 was made to conform with **Senate Bill No. 2265**; the Senate Bill was substituted for the House Bill.

Rep. Haynes moved that Senate Bill No. 2265 be passed on third and final consideration.

Rep. Sanderson requested that State Government Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Sargent moved adoption of Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND Senate Bill No. 2265 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 57-4-102(6)(A), is amended by adding the language “or restaurant” before the semicolon (;).

SECTION 2. Tennessee Code Annotated, Section 57-4-102(20)(A), is amended by deleting the language “seventy-five (75)” and substituting instead the language “fifty (50)”.

SECTION 3. Tennessee Code Annotated, Section 57-4-102(29), is amended by deleting subdivision (E).

SECTION 4. Tennessee Code Annotated, Section 57-4-102(38)(H), is amended by deleting subdivision (v).

SECTION 5. Tennessee Code Annotated, Section 57-4-102(38), is amended by adding the language “or designated area” after the language “facility” wherever it appears.

SECTION 6. Tennessee Code Annotated, Section 57-4-203(e)(2), is amended by deleting the language “provision of four (4) seven hundred fifty milliliter (750 ml.)” and by substituting instead the language “provision of up to four (4) seven hundred fifty milliliter (750 ml.) or smaller”.

SECTION 7. Tennessee Code Annotated, Section 57-3-202, is amended by adding the following as a new subsection (g) and by redesignating the existing subsection (g) and the subsequent subsections accordingly:

(g) Notwithstanding subsection (f), an establishment licensed to sell alcoholic beverages for on-premises consumption pursuant to chapter 4, part 1 of this title, may,

without a manufacturer’s license, produce, store and sell infused products pursuant to § 57-4-108.

SECTION 8. Tennessee Code Annotated, Section 57-4-102(1), is amended by deleting the second sentence in the subdivision and by substituting instead the following:

Notwithstanding any provision to the contrary in this title, “alcoholic beverage” or “beverage” also includes any product containing distilled alcohol capable of being consumed by a human being manufactured or made with distilled alcohol irrespective of alcoholic content, including any infused product;

SECTION 9. Tennessee Code Annotated, Title 57, Chapter 4, Part 1, is amended by adding the following as a new section:

57-4-108.

(a) As used in this title, “infusion” or “infused product” means any product created from the combining or mixing of an alcoholic beverage with nonalcoholic products or material over a sustained period of time, and at the time of the combination or mixing, the combination or mixture is not intended for immediate consumption.

(b) Notwithstanding any law to the contrary, an establishment licensed to sell alcoholic beverages for on-premises consumption pursuant to this part may produce, store and sell infusions pursuant to this section. The commission may promulgate rules and regulations regarding the production, storage, and sale of infusions by any licensee in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

(c) Any retail licensee intending to produce, store or sell infusions shall provide written notification to the commission of the licensee’s intent to do so either in its initial application for a license with the commission or in its annual renewal application.

(d) All alcoholic beverages used in the production of an infusion must be purchased from a licensed wholesaler.

(e) A batch of infused product must be:

(1) Infused, stored, and consumed on the licensed premises;

(2) Disposed of within two hundred forty (240) hours after the infusion has been produced; and

(3) Stored in a labeled container that is compliant with state and federal food safety statutes, federal alcohol regulations, the Tennessee Consumer Protection Act of 1977, compiled in title 47, chapter 18, part 1, and rules and regulations promulgated by the commission.

(f) A batch of infused product shall not:

(1) Contain any added stimulant, drug, or illegal substance; provided, “added stimulant”:

(A) Means any stimulant used in the production of the infusion that is not naturally contained in any food product or beverage used in the production of the infusion; and

(B) Includes, but is not limited to, caffeine, guarana, ginseng, and taurine and any product or beverage which includes stimulants that are not naturally included in the product or beverage, including, but not limited to, energy drinks;

(2) Be removed or transported from the licensed premises;

(3) Be infused in, stored in, or dispensed from an original package of liquor or wine, or a container bearing an alcoholic beverage name brand; or

(4) Be added to a relabeled empty container or another batch if the batch is expired.

(g)

(1) A label shall be placed on each container that holds a batch of infused product, including any container, device or machine used to dispense an infusion. The label must adhere to the container, in a noticeable place, until the entire contents are dispensed or destroyed. The label must legibly identify:

(A) The date and time of infusion of the alcoholic beverages with nonalcoholic ingredients in the container;

(B) The date and time the batch expires;

(C) The recipe title and a description of the name and amount of each ingredient used in the infusion;

(D) The size of the batch; and

(E) The name of the person who prepared the batch.

(2) Each label must be marked clearly with the words "CONTAINS ALCOHOL."

SECTION 10. Tennessee Code Annotated, Section 57-4-102(26), is amended by adding the following language as a new, appropriately designated subdivision:

() A commercially operated facility possessing each of the following characteristics:

(i) Has adequate kitchen facilities and a dining area within the facility that has a seating capacity of at least fifty (50);

(ii) Is within four (4) miles of Douglas Lake;

(iii) Is located on the corner of Greenhill Road and Hwy 25-70 within one (1) mile of I-40 at Exit 415; and

(iv) Is located in a county having a population of not less than fifty-one thousand four hundred (51,400) nor more than fifty-one thousand five hundred (51,500) according to the 2010 federal census or any subsequent federal census.

SECTION 11. Tennessee Code Annotated, Section 57-4-101(h), is amended by deleting the language “located in municipalities having a population in excess of one hundred thousand (100,000)”.

SECTION 12. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Sanderson moved that State Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Camper moved the previous question, which motion prevailed.

Rep. Haynes moved that **Senate Bill No. 2265**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	70
Noes.....	15
Present and not voting.....	6

Representatives voting aye were: Akbari, Armstrong, Bailey, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, DeBerry J, Dennis, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Jernigan, Johnson C, Johnson G, Jones, Keisling, Lamberth, Littleton, Lundberg, Lynn, Marsh, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Odom, Parkinson, Powell, Ragan, Ramsey, Rich, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Spivey, Stewart, Swann, Tidwell, Todd, Travis, Turner J, Turner M, Weaver, White D, Williams K, Williams R, Wirgau, Madam Speaker Harwell -- 70

Representatives voting no were: Brooks H, Brooks K, Dunn, Evans, Floyd, Hill M, Hill T, Holt, Lollar, Moody, Van Huss, Watson, White M, Windle, Womick -- 15

Representatives present and not voting were: Butt, Dean, Doss, Pody, Powers, Sparks -
- 6

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “not voting” to “no” on the **Senate Bill No. 2265** and have this statement entered in the Journal: Rep(s). Roach.

REGULAR CALENDAR, CONTINUED

***House Bill No. 1757** -- Banks and Financial Institutions - As introduced, enacts the "Flexible Credit Act". - Amends TCA Title 45. by *Sexton. (SB1988 by *Southerland)

On motion, House Bill No. 1757 was made to conform with **Senate Bill No. 1988**; the Senate Bill was substituted for the House Bill.

Rep. Sexton moved that Senate Bill No. 1988 be passed on third and final consideration.

Rep. McManus moved that Insurance and Banking Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, be withdrawn, which motion prevailed.

Rep. Sexton requested that Senate Bill No. 1988 be moved down two places on the Calendar, which motion prevailed.

House Bill No. 1536 -- Taxes - As introduced, allows a deduction from business taxes for any costs incurred by a natural gas marketer to take title to, transport, or deliver natural gas to customer facilities located in this state. - Amends TCA Title 67. by *Sargent. (*SB1477 by *Johnson, *Bowling)

On motion, House Bill No. 1536 was made to conform with **Senate Bill No. 1477**; the Senate Bill was substituted for the House Bill.

Rep. Sargent moved that Senate Bill No. 1477 be passed on third and final consideration.

Rep. Harrison moved that Finance, Ways & Means Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved that **Senate Bill No. 1477** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 90
Noes..... 1

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Goins, Halford, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Turner M, Van Huss, Watson, Weaver, White D, White M, Williams K, Williams R, Windle, Womick, Madam Speaker Harwell -- 90

Representatives voting no were: Wirgau -- 1

A motion to reconsider was tabled.

***House Bill No. 1699** -- Motor Vehicles, Titling and Registration - As introduced, permits registration valid for 18 months instead of 12 for certain businesses engaged in the rental of motor vehicles, trucks and trailers for periods of 31 days or less. - Amends TCA Title 55, Chapter 4. by *Sargent, *Armstrong. (SB1826 by *Johnson, *Bowling)

On motion, House Bill No. 1699 was made to conform with **Senate Bill No. 1826**; the Senate Bill was substituted for the House Bill.

Rep. Sargent moved that Senate Bill No. 1826 be passed on third and final consideration.

Rep. Dean moved that Transportation Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Armstrong moved that Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Harrison moved that Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 3, be withdrawn, which motion prevailed.

Rep. Shaw moved the previous question, which motion prevailed.

Rep. Sargent moved that **Senate Bill No. 1826** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 86
Noes..... 5

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Turner J, Van Huss, Weaver, White D, White M, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 86

Representatives voting no were: Dean, Floyd, McCormick, Williams K, Windle -- 5

A motion to reconsider was tabled.

***Senate Bill No. 1988** -- Banks and Financial Institutions - As introduced, enacts the "Flexible Credit Act". - Amends TCA Title 45. by *Southerland. (HB1757 by *Sexton)

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Further consideration of Senate Bill No. 1988 previously considered on today's Calendar, at which time the House substituted the Senate bill for the House bill.

Rep. Sexton moved that Senate Bill No. 1988 be passed on third and final consideration.

Rep. Durham moved the previous question, which motion prevailed.

Rep. Sexton moved that **Senate Bill No. 1988** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	83
Noes.....	6
Present and not voting.....	1

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Floyd, Forgety, Goins, Halford, Hall, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Spivey, Swann, Tidwell, Todd, Travis, Turner J, Van Huss, Weaver, White D, White M, Williams K, Williams R, Wirgau, Womick -- 83

Representatives voting no were: Hardaway, Jernigan, Sparks, Stewart, Towns, Windle -- 6

Representatives present and not voting were: Fitzhugh -- 1

A motion to reconsider was tabled.

MOTION TO RECONSIDER

House Bill No. 1558 -- Education - As introduced, removes requirement that the BEP review committee consider whether to include English as second language teachers in the BEP funding formula, because the review committee has recommended that such teachers be included in the formula and the senate and house of representatives have approved the inclusion. - Amends TCA Title 49. by *Ragan. (*SB1453 by *McNally)

Further consideration of House Bill No. 1558 previously considered on today's Calendar, at which time the House adopted Amendment(s) No(s). 1, 2, 3, 4, 5 and 6.

Rep. Swann moved to reconsider action in passing Amendment No. 6, which motion prevailed.

Rep. Swann moved that Amendment No. 6 be withdrawn, which motion prevailed.

Rep. Ragan moved to reconsider action in passing Amendment No. 5, which motion prevailed.

Rep. Ragan moved that Amendment No. 5 be withdrawn, which motion prevailed.

Rep. Ragan moved to reconsider action in passing Amendment No. 4, which motion prevailed.

Rep. Ragan moved that Amendment No. 4 be withdrawn, which motion prevailed.

Rep. Sargent moved to reconsider action in passing Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, which motion prevailed.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, be withdrawn, which motion prevailed.

Rep. Ragan moved that **House Bill No. 1558**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes..... 0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “aye” to “no” on **House Bill No. 1558** and have this statement entered in the Journal: Rep(s). McManus.

MOTION TO RECONSIDER

Senate Bill No. 1128 -- Taxes, Ad Valorem - As introduced, removes a reference to a code provision concerning review of back assessments and assessments that was repealed. - Amends TCA Title 67, Chapter 5. by * Yager, *Norris. (*HB1116 by *McCormick)

Rep. McCormick moved to lift from the table the motion to reconsider action in passing Senate Bill No. 1128, which motion prevailed.

Rep. McCormick moved to reconsider action in passing Senate Bill No. 1128, which motion prevailed.

Rep. McCormick moved that Senate Bill No. 1128 be passed on third and final consideration.

Rep. Sargent moved to reconsider action on Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, which motion prevailed.

Rep. Sargent moved adoption of Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND Senate Bill No. 1128 by deleting SECTION 2 of the bill as amended and by renumbering the remaining sections accordingly.

On motion, Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. McCormick moved that **Senate Bill No. 1128**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes.....	0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

MOTION TO RECONSIDER

House Bill No. 2266 -- Welfare - As introduced, establishes a poverty task force. - Amends TCA Title 4 and Title 71. by *Akbari, *Camper, *Gilmore, *Favors, *Miller, *Jones, *Johnson G, *Shaw, *Turner J, *Powell, *Armstrong, *Towns, *Pitts, *Cooper, *Hardaway. (*SB2380 by *Finney , *Kyle, *Tate, *Harper, *Burks)

Rep. Akbari moved to lift from the table the motion to reconsider action in passing House Bill No. 2266, which motion prevailed.

Rep. Akbari moved to reconsider action in passing House Bill No. 2266, which motion prevailed.

On motion, House Bill No. 2266 was made to conform with **Senate Bill No. 2380**; the Senate Bill was substituted for the House Bill.

Rep. Akbari moved that **Senate Bill No. 2380** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	71
Noes.....	18
Present and not voting.....	2

Representatives voting aye were: Akbari, Armstrong, Brooks H, Brooks K, Camper, Carr D, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Eldridge, Faison, Favors, Fitzhugh, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Hill M, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Odom, Parkinson, Pitts, Powell, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Towns, Turner J, Turner M, Van Huss, Williams K, Womick, Madam Speaker Harwell -- 71

Representatives voting no were: Bailey, Calfee, Carr J, Durham, Evans, Farmer, Floyd, Haynes, Hill T, Marsh, Pody, Powers, Sexton, Weaver, White M, Williams R, Windle, Wirgau -- 18

Representatives present and not voting were: Moody, Todd -- 2

A motion to reconsider was tabled.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 1429** -- Sentencing - As introduced, permits judge, as a condition of probation, to order a 2nd or 3rd time DUI offender to participate in an inpatient or intensive outpatient substance abuse treatment program following a clinical substance abuse assessment and awards sentence reduction credits for treatment days. - Amends TCA Title 40, Chapter 35, Part 3 and Title 55, Chapter 10, Part 4. by *McCormick, *Lamberth, *Brooks K, *Watson, *Shipley, *Akbari, *Faison, *Hardaway, *Rogers, *Jernigan, *Cooper. (SB1633 by *Norris, *Overbey, *Burks, *Yager)

Senate Amendment No. 1

AMEND House Bill No. 1429 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-10-402, is amended by deleting subdivision (a)(2) in its entirety and substituting instead the following:

(2)

(A) Any person violating § 55-10-401, shall, upon conviction for second offense, be sentenced to serve in the county jail or workhouse not less than forty-five (45) consecutive days nor more than eleven (11) months and twenty-nine (29) days.

(B) After sentencing the person to a period of confinement pursuant to subdivision (A), as a condition of probation, the judge may order the person to participate in a substance abuse treatment program, which includes any aftercare recommended by the treatment program, licensed or certified by the department of mental health and substance abuse services, which includes a certified drug court or DUI court, if the person first:

(i) Completes a clinical substance abuse assessment conducted pursuant to subsection (h); and

(ii) Serves at least twenty-five (25) days of the period of incarceration imposed in the county jail or workhouse.

SECTION 2. Tennessee Code Annotated, Section 55-10-402, is amended by deleting subdivision (a)(3) in its entirety and substituting instead the following:

(3)

(A) Any person violating § 55-10-401, shall, upon conviction for third offense, be sentenced to serve in the county jail or workhouse not less than one hundred twenty (120) consecutive days nor more than eleven (11) months and twenty-nine (29) days.

(B) After sentencing the person to a period of confinement pursuant to subdivision (A), as a condition of probation the judge may order the person to participate in a substance abuse treatment program, which includes any aftercare recommended by the treatment program, licensed or certified by the department of mental health and substance abuse services, which includes a certified drug court or DUI court, if the person first:

(i) Completes a clinical substance abuse assessment conducted pursuant to subsection (h); and

(ii) Serves at least sixty-five (65) days of the period of incarceration imposed in the county jail or workhouse.

SECTION 3. Tennessee Code Annotated, Section 55-10-402(h), is amended by deleting the subsection in its entirety and substituting instead the following:

(h)

(1) The clinical substance abuse assessment required before a person is ordered to participate in a substance abuse treatment program as a condition of probation pursuant to subdivisions (a)(2) or (a)(3), shall be administered to the person by qualified alcohol and drug abuse treatment personnel, as that term is defined by rules promulgated by the department of mental health and substance abuse services. If the assessment determines the person is in need of substance abuse treatment, the court may, using the assessment to determine the appropriate level of care, order the person referred to an appropriate substance abuse treatment program licensed or certified by the department of mental health and substance abuse services, including a certified drug court or DUI court.

(2) A person ordered to attend a substance abuse treatment program pursuant to subdivisions (a)(2) or (a)(3) shall receive sentence reduction credits from the period of incarceration imposed by the court as follows:

(A) Day-for-day credit for the period of time the person spends in a residential treatment program; and

(B) One (1) day of credit for every nine (9) hours of successfully completed intensive outpatient treatment.

(3)

(A) Upon the successful completion of the substance abuse treatment program, the program provider shall notify the court of the fact that treatment was successfully completed and the number of days the person spent in residential treatment, or the number of hours spent in intensive outpatient treatment, whichever is applicable. The court shall calculate the sentence reduction credits the person has earned based upon the service provider's report.

(B) If the person ceases to attend the substance abuse treatment program, the service provider shall notify the court of the person's absence within three (3) business days of the date the provider knew or should have known

of such absence. If the person fails to successfully complete the program for any other reason, the provider shall notify the court of such failure.

(4) A person who does not successfully complete the substance abuse treatment program to which the person is ordered is in violation of his or her probation, and the court shall order the person committed to the county jail or workhouse for service of the full period of the mandatory minimum confinement required by law and any portion of confinement in excess of the minimum imposed by the court that the court deems necessary. The person shall receive no sentence reduction credits for any time spent in the substance abuse treatment program prior to failure to complete the program.

(5) Upon successful completion of a substance abuse treatment program, the person shall be required to report to the county jail or workhouse to serve the remainder of any mandatory period of confinement required by law and imposed by the court. Failure to do so is a violation of the person's probation.

(6) If a person voluntarily attends residential treatment after arrest but before sentencing, the person may receive sentence reduction credits for completion of residential treatment if the person is ordered to treatment by the judge as a condition of probation. However, before commencing any court-ordered treatment program, the person must undergo a clinical substance abuse assessment as provided in subdivision (1) of this subsection, serve the mandatory minimum sentence provided in § 55-10-402(a)(2)(B) or (a)(3)(B), and follow the recommendations of the assessment.

(7) If the court orders intensive outpatient treatment, it may also order:

(A) The use of transdermal monitoring devices or other alternative alcohol or drug monitoring devices;

(B) The use of electronic monitoring with random alcohol or drug testing;

(C) The use of a global positioning monitoring system pursuant to § 40-11-152; or

(D) The use of any other monitoring device the court believes necessary to ensure the person complies with the results of the assessment and the conditions of probation.

SECTION 4. Tennessee Code Annotated, Section 55-10-402, is amended by adding the following language as new subsections:

(i)

(1) Ordering a person to treatment as a condition of probation pursuant to subsection (a)(2), (a)(3), and (h) for a second or third violation of § 55-10-401 is solely within the discretion of the judge as an available sentencing option. Failure to grant such person such treatment is not appealable, except for abuse of discretion.

(2) Nothing in this section shall be construed as creating a right for a person convicted of a second or third violation of § 55-10-401 to receive:

(A) A clinical substance abuse assessment;

(B) Intensive outpatient treatment;

(C) Residential treatment;

(D) Enrollment in a state certified treatment program, including drug court or DUI court; or

(E) Any sentence reduction credits for substance abuse treatment that would reduce the period of incarceration imposed by the court other than those earned and retained pursuant to § 55-10-402(h)(2)(A) and (B).

(3)

(A) Nothing in this section authorizing a judge to order any of the options specified in subdivision (2) shall be construed to affect or limit any restrictions a judge may place or is required to place on a person convicted of a second or third violation of § 55-10-401 by other provisions of law, including the use of an ignition interlock device under § 55-10-409.

(B) This section governs those instances in which a person is convicted of a second or third violation of § 55-10-401 and the judge chooses to order the person to participate in a substance abuse treatment program as a condition of probation pursuant to § 55-10-402. In those instances in which the person is a second or third offender but the judge declines to order treatment pursuant to this section, or in which the person is convicted of a first or

fourth or subsequent violation of § 55-10-401, § 55-10-410 applies.

(j)

(1) The court is not empowered to order the expenditure of public funds to provide treatment. However, if a person ordered to participate in such a program is indigent, the court may allow the person, subject to availability of services, to enter any program that provides the treatment without cost to an individual. When making a finding as to the indigency of an accused, the court shall take into consideration:

(A) The nature of the program services rendered;

(B) The usual and customary charges for rendering such program services in the community;

(C) The income of the person regardless of source;

(D) The poverty level guidelines compiled and published by the United States department of labor;

(E) The ownership or equity of any real or personal property of the person; and

(F) Any other circumstances presented to the court that are relevant to the issue of indigency.

(2) If a person ordered to participate is not indigent and participates in a program that provides treatment without cost to an individual, that person shall be obligated to pay for treatment in the same manner as provided in § 33-2-1102. If a person ordered to participate, participates in a court approved private treatment program, that person shall be responsible for the cost and fees involved with the program.

SECTION 5. Tennessee Code Annotated, Section 40-35-303, is amended by adding the following new subdivision to subsection (c)(2)(C):

(v) A second or third violation of § 55-10-401 if the judge orders a substance abuse treatment program as a condition of probation pursuant to § 55-10-402(a)(2)(B) or (a)(3)(B).

SECTION 6. Tennessee Code Annotated, Section 55-10-410, is amended by deleting from subdivision (a)(4) the citation “§ 55-10-402(h)(2)” and substituting instead the citation § 55-10-402(j)(1) and (2).”.

SECTION 7. Tennessee Code Annotated, Section 55-10-410, is amended by adding the following new subdivision to subsection (a):

(5) The alcohol and drug assessment and treatment provisions of this section shall only apply in instances where a person is convicted of a first or fourth or subsequent violation of § 55-10-401, or where a person is convicted of a second or third violation of § 55-10-401 but the judge declines to order the person to participate in a substance abuse treatment program as a condition of probation pursuant to § 55-10-402.

SECTION 8. This act shall take effect on July 1, 2014, the public welfare requiring it and shall apply to any person committing a second or third violation of § 55-10-401 on or after such date. If a person commits a second or third violation of § 55-10-401 prior to such date, but the conviction for such offense does not occur until after July 1, 2014, the person shall elect to the judge at the time of conviction whether to come within the provisions of this act or be sentenced in accordance with the law in effect at the time the offense was committed.

Rep. Lamberth moved that the House concur in Senate Amendment No. 1 to **House Bill No. 1429**, which motion prevailed by the following vote:

Ayes 91
Noes..... 0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 91

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 1440** -- Workers Compensation - As introduced, revises various provisions relative to workers' compensation. - Amends TCA Section 50-6-102; Section 50-6-104; Section 50-6-118; Section 50-6-125; Section 50-6-204; Section 50-6-207; Section 50-6-242; Section 50-6-412; Section 50-6-501; Section 50-6-902 and Title 50, Chapter 9, Part 1. by *McCormick, *Lundberg, *Brooks K, *Ragan. (SB1645 by *Norris, *Johnson)

Senate Amendment No. 2

AMEND House Bill No. 1440 by adding the following as a new section 13 and renumbering the remaining section accordingly:

SECTION 13. Tennessee Code Annotated, Section 50-6-242(a), as amended by Public Chapter 289 (2013), is amended by deleting the subsection in its entirety and by substituting instead the following:

(a)

(1) This subsection (a) shall apply to injuries that occur on or after July 1, 2014, but shall not apply to injuries that occur after June 30, 2016.

(2) For injuries that occur during the time period set out in subdivision (a)(1), in extraordinary cases where the employee is eligible for increased benefits under § 50-6-207(3)(B), the employee may receive disability benefits of sixty-six and two-thirds percent (66 2/3%) of the employee's pre-injury average weekly wage or salary for a period not to exceed the two hundred seventy-five (275) weeks inclusive of the benefits provided to the employee under § 50-6-207(3)(A). Benefits may be awarded pursuant to this subsection (a), in lieu of the increased benefits for which the employee is eligible under § 50-6-207(3)(B), if the presiding workers' compensation judge first determines based on clear and convincing evidence that limiting the employee's recovery to the benefits provided by § 50-6-207(3)(B) would be inequitable in light of the totality of the circumstances and the presiding workers' compensation judge makes

specific, documented findings that as of the date of the award or settlement the three (3) following facts concerning the employee are true:

(A) The employee has been assigned an impairment rating of at least ten percent (10%) to the body as whole, that has been determined according to the AMA guides as defined by § 50-6-102, by the authorized treating physician;

(B) The authorized treating physician has certified on a form provided by the division that due to the permanent restrictions on activity the employee has suffered as a result of the injury the employee no longer has the ability to perform the employee's pre-injury occupation. The authorized treating physician's certification pursuant to this subdivision (a)(2)(B) shall have a presumption of correctness that may be overcome by the presentation of contrary clear and convincing evidence; and

(C) The employee is not earning an average weekly wage or salary that is greater than or equal to seventy percent (70%) of the employee's pre-injury average weekly wage or salary.

Rep. Lundberg moved that the House concur in Senate Amendment No. 2 to **House Bill No. 1440**, which motion prevailed by the following vote:

Ayes 92
Noes..... 0

Representatives voting aye were: Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 92

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from "no" to "aye" on the **Senate Bill No. 2380** and have this statement entered in the Journal: Rep(s). Haynes.

MESSAGE CALENDAR, CONTINUED

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 1456 -- Controlled Substances - As introduced, requires a charge involving the manufacture, delivery, sale or possession of methamphetamine to indicate the substance involved. - Amends TCA Title 39, Chapter 17, Part 4. by *Lamberth, *Watson. (*SB1596 by *Green)

Senate Amendment No. 1

AMEND House Bill No. 1456 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 17, Part 4, is amended by adding the following as a new section:

Section 39-17-455.

(a) It is an offense for a defendant to knowingly:

- (1) Manufacture methamphetamine;
- (2) Deliver methamphetamine;
- (3) Sell methamphetamine; or
- (4) Possess methamphetamine with intent to manufacture, deliver or sell methamphetamine.

(b) It is an offense for a person to knowingly possess or casually exchange methamphetamine.

(c) If the violation is for methamphetamine, the defendant shall be charged, indicted, prosecuted and convicted under this section rather than §§ 39-17-417 or 39-17-418.

(d) Any reference in Tennessee Code Annotated that provides a penalty, forfeiture, punishment, fine, disability or other adverse effect for a violation of §§ 39-17-417 or 39-17-418, shall be considered to apply to a conviction under this section if the violation involves methamphetamine.

(e)

(1) A violation of subsection (a) shall be punished as provided in § 39-17-417.

(2) A violation of subsection (b) shall be punished as provided in § 39-17-418.

SECTION 2. This act shall take effect July 1, 2014, the public welfare requiring it.

Rep. Lamberth moved that the House concur in Senate Amendment No. 1 to **House Bill No. 1456**, which motion prevailed by the following vote:

Ayes 94
Noes..... 0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Fitzhugh, Floyd, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts,

Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 1896** -- Medical Occupations - As introduced, enacts the "Tennessee Patient Safety Cosmetic Medical Procedures Act", which requires the comptroller to report on the effectiveness of current rules issued by the boards that oversee health care professions, concerning patient safety during cosmetic procedures in this state; the comptroller will report to the health committee of the house and health and welfare committee of the senate by January 1, 2015. - Amends TCA Title 62, Chapter 4 and Title 63. by *Shipley, *Todd. (SB2033 by *Hensley)

Senate Amendment No. 4

AMEND House Bill No. 1896 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. This act shall be known and may be referred to as the "Tennessee Patient Safety Cosmetic Medical Procedures Act".

SECTION 2. Tennessee Code Annotated, Title 63, Chapter 1, Part 1, is amended by adding the following as a new section:

63-1-152.

(a) As used in this section:

(1) "Cosmetic medical service" means any service that uses a biologic or synthetic material, a chemical application, a mechanical device, or a displaced energy form of any kind that alters or damages, or is capable of altering or damaging, living tissue to improve the patient's appearance or achieve an enhanced aesthetic result;

(2) "Media" or "advertising" means oral, written and other types of communication disseminated for the purpose of soliciting medical services. These communications include, but are not limited to, newspaper or magazine advertisement, telephone directory displays, printed brochures or leaflets, websites, email correspondence, and television or radio announcements;

(3) "Medical director" or "supervising physician" means a physician who:

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(A) Holds an active medical license under chapter 6 or 9 of this title in this state;

(B) Has an active medical practice in this state; and

(C) Is responsible for the provision of or supervises the provision of cosmetic medical services; and

(4) “Medical spa” means any entity, however named or organized, which offers or performs cosmetic medical services; provided, that a medical spa shall not include an individual physician’s office or practice owned by a physician.

(b) Any entity doing business as or advertised as a medical spa shall display the name of the medical director or supervising physician and shall indicate one of the following by signage at its practice site and in its media and advertising:

(1) Whether the medical director or supervising physician is certified or eligible for certification by a private or public board, parent association, multidisciplinary board or association that is a member of the American Board of Medical Specialties (ABMS) or the American Osteopathic Association (AOA);

(2) Whether the medical director or supervising physician is certified by a board or association with equivalent requirements to the ABMS or AOA as approved and recognized by the board of medical examiners or the board of osteopathic examination, as appropriate; or

(3) Whether the medical director or supervising physician is certified by a board or association requiring an Accreditation Council for Graduate Medical Education (ACGME) or AOA approved training program that provides complete training in the specialty or subspecialty certified, followed by prerequisite certification by a certifying board of the ABMS or AOA in that training field and successful completion of an additional examination in the specialty or subspecialty certified.

(c) If the medical director or supervising physician is not certified by any of the entities identified in subsection (b), then the lack of certification shall be displayed by signage at its practice site and in its media and advertising.

SECTION 3. This act shall take effect July 1, 2014, the public welfare requiring it.

Rep. Shipley moved that the House concur in Senate Amendment No. 4 to **House Bill No. 1896**, which motion prevailed by the following vote:

Ayes 95
Noes 0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Floyd, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 2445** -- Agriculture - As introduced, authorizes growing of industrial hemp subject to regulation by the department of agriculture. - Amends TCA Title 39; Title 43; Title 53 and Title 67. by *Faison, *Casada, *Miller, *Holt, *Hardaway, *Sexton, *Bailey, *Lynn, *Tidwell, *Powell, *Parkinson. (SB2495 by *Niceley, *Bowling, *Green)

Rep. Faison moved to non-concur in Senate Amendment No. 1, which motion prevailed.

Senate Amendment No. 2

AMEND House Bill No. 2445 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. Tennessee Code Annotated, Section 43-41-102(c), is amended by deleting the subsection in its entirety and substituting instead the following:

(c) The department shall initiate the promulgation of rules, pursuant to the Uniform Administrative Procedures Act, compiled at title 4, chapter 5, concerning industrial hemp production within one hundred and twenty (120) days of this act becoming law, including rules establishing reasonable license fees in an amount sufficient to offset the cost of implementing and administering the industrial hemp program in this state.

Rep. Faison moved that the House concur in Senate Amendment No. 2 to **House Bill No. 2445**, which motion prevailed by the following vote:

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Ayes 91
Noes..... 0

Representatives voting aye were: Akbari, Armstrong, Bailey, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, DeBerry J, Dennis, Doss, Dunn, Durham, Eldridge, Evans, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Halford, Hall, Hardaway, Harrison, Haynes, Hill M, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Littleton, Love, Lundberg, Lynn, Marsh, Matlock, McCormick, McDaniel, McManus, Miller, Mitchell, Moody, Odom, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Tidwell, Todd, Towns, Travis, Turner J, Turner M, Van Huss, Weaver, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell --
91

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 2500** -- Public Funds and Financing - As introduced, specifies how proceeds from the sale and conveyance of surplus real property or improvements used for state forestry or other operations of the department of agriculture are to be used; revises other various statutory provisions required for implementation of the annual appropriations act. - Amends TCA Title 4; Title 5; Title 6; Title 8; Title 9; Title 10; Title 11; Title 12; Title 13; Title 16; Title 17; Title 18; Title 29; Title 33; Title 36; Title 37; Title 38; Title 39; Title 40; Title 41; Title 43; Title 45; Title 47; Title 48; Title 49; Title 50; Title 53; Title 54; Title 55; Title 56; Title 57; Title 58; Title 59; Title 60; Title 62; Title 63; Title 64; Title 65; Title 66; Title 67; Title 68; Title 69; Title 70 and Title 7. by *Sargent, *McCormick. (SB2597 by *Norris)

Senate Amendment No. 2

AMEND House Bill No. 2500 by adding the following new sections immediately preceding the severability clause section and by renumbering the subsequent sections accordingly:

SECTION __. Tennessee Code Annotated, Section 4-3-1016, is amended in subsection (f) by deleting the word "and" after the language "2009," and inserting the language "and June 30, 2014" immediately after the date "2011".

SECTION __. Tennessee Code Annotated, Section 4-3-1016, is further amended in subsection (f) by deleting all language following "or programs:" and by substituting instead the following:

(1) Department of transportation funds, reserve accounts and programs in the highway fund or other funds created or referenced in titles 54, 55, 57, 65 and 67, except as otherwise provided by law;

(2) Department of commerce and insurance, state board of accountancy fund, created or referenced in title 62, chapter 1, part 1;

(3) Department of commerce and insurance, division of regulatory boards fund, created or referenced in title 56, chapter 1, part 3; and

(4) Department of health, health-related boards fund, created or referenced in title 63, chapter 1, part 1.

Rep. Sargent moved that the House concur in Senate Amendment No. 2 to **House Bill No. 2500**, which motion prevailed by the following vote:

Ayes	59
Noes.....	31

Representatives voting aye were: Bailey, Brooks H, Brooks K, Butt, Calfee, Carr D, Carr J, Carter, Casada, Coley, DeBerry J, Dennis, Doss, Durham, Eldridge, Faison, Farmer, Floyd, Forgety, Goins, Halford, Hall, Harrison, Hawk, Haynes, Holt, Johnson C, Kane, Lamberth, Littleton, Lundberg, Lynn, Marsh, Matlock, McCormick, McDaniel, McManus, Moody, Powers, Ragan, Ramsey, Rich, Roach, Sargent, Sexton, Shipley, Sparks, Spivey, Swann, Tidwell, Todd, Travis, Turner J, White D, White M, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 59

Representatives voting no were: Armstrong, Camper, Cooper, Evans, Favors, Fitzhugh, Hardaway, Hill M, Hill T, Jernigan, Johnson G, Jones, Keisling, Love, Miller, Mitchell, Odom, Parkinson, Pitts, Pody, Powell, Rogers, Sanderson, Shaw, Shepard, Stewart, Towns, Van Huss, Weaver, Williams K, Windle -- 31

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “aye” to “no” in concurring with Senate Amendment No. 2 to **House Bill No. 2500** and have this statement entered in the Journal: Rep(s). J. Turner.

UNFINISHED BUSINESS

MOTION TO RECALL BILL

Rep. Van Huss withdrew his motion to recall **House Bill No. 2409** pursuant to **Rule No. 53**, which motion prevailed.

RULES SUSPENDED

***House Joint Resolution No. 930** -- General Assembly, Statement of Intent or Position - Urges the department of labor to increase enforcement of T.C.A. 50-2-202 which governs gender pay equity in the state of Tennessee. by *Akbari, *Fitzhugh, *Armstrong, *Cooper, *Shaw, *Odom, *Parkinson, *Turner J, *Camper, *Pitts, *Miller, *Jones, *Mitchell, *Stewart, *Windle, *Tidwell, *Johnson G, *Turner M, *Favors, *Shepard.

Rep. Akbari moved that the rules be suspended for the immediate introduction of **House Joint Resolution No. 930** pursuant to **Rule No. 77**, which motion failed by the following vote:

Ayes 27
Noes..... 64

Representatives voting aye were: Akbari, Armstrong, Camper, Faison, Favors, Fitzhugh, Goins, Hardaway, Jernigan, Johnson G, Jones, Love, Miller, Mitchell, Odom, Parkinson, Pitts, Powell, Shaw, Shepard, Stewart, Tidwell, Towns, Turner J, Turner M, Williams K, Windle -- 27

Representatives voting no were: Bailey, Brooks H, Brooks K, Butt, Calfee, Carr D, Carr J, Carter, Casada, Coley, Cooper, Dean, Dennis, Doss, Durham, Eldridge, Evans, Farmer, Floyd, Forgety, Halford, Hall, Harrison, Hawk, Haynes, Hill M, Hill T, Holt, Johnson C, Kane, Keisling, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matlock, McCormick, McDaniel, McManus, Moody, Pody, Powers, Ragan, Rich, Roach, Rogers, Sanderson, Sargent, Sexton, Shipley, Sparks, Spivey, Swann, Todd, Van Huss, Weaver, White D, White M, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 64

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “not voting” to “aye” on the motion to suspend the rules on **House Joint Resolution No. 930** and have this statement entered in the Journal: Rep(s). J. DeBerry.

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “no” to “aye” on the motion to suspend the rules on **House Joint Resolution No. 930** and have this statement entered in the Journal: Rep(s). Cooper.

RULES SUSPENDED

Rep. Ragan moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 1165 out of order, which motion prevailed.

House Joint Resolution No. 1165 -- Memorials, Recognition - Tennessee Civil Air Patrol Cadet 2014 Tennessee Wing Drill Team and Color Guard. by *Ragan.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Ragan, the resolution was adopted.

A motion to reconsider was tabled.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 593 Rep(s). Ramsey as prime sponsor(s).

House Bill No. 223 Rep(s). Rogers as prime sponsor(s).

House Bill No. 1768 Rep(s). Kane as prime sponsor(s).

House Bill No. 1846 Rep(s). Cooper and Stewart as prime sponsor(s).

House Bill No. 1892 Rep(s). Halford as prime sponsor(s).

House Bill No. 2076 Rep(s). Carter, Fitzhugh, H. Brooks and Parkinson as prime sponsor(s).

House Bill No. 2249 Rep(s). Weaver, Rogers, Sparks, Goins and Coley as prime sponsor(s).

House Bill No. 2257 Rep(s). Fitzhugh as prime sponsor(s).

House Bill No. 2270 Rep(s). Dunn as prime sponsor(s).

House Bill No. 2540 Rep(s). Bailey as prime sponsor(s).

SPONSORS REMOVED

On motion, Rep(s). J. Carr and Womick was/were removed as sponsor(s) of **House Bill No. 1549**.

MESSAGE FROM THE SENATE April 15, 2014

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1430, 1662, 1708, 1913, 1924, 2118, 2378, 2601, 2623, 2627, 2630, 2632, 2635 and 2645; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 1430** -- Taxes, Exemption and Credits - As introduced, exempts from sales tax, any motor vehicle sold to a veteran or service member who has a service-connected disability and who is eligible for a United States Department of Veterans Affairs automobile grant under the "Disabled Veterans' and Servicemen's Automobile Assistance Act of 1970". - Amends TCA Title 67, Chapter 6. by *Green, *Crowe, *Niceley. (HB2170 by *Rich, *Brooks K, *McCormick)

***Senate Bill No. 1662** -- Criminal Offenses - As introduced, prohibits certain union and employee organization activities; revises certain criminal provisions to include certain disruptive and illegal conduct involving unions and employee organizations. - Amends TCA Title 39, Chapter 14; Title 39, Chapter 16 and Title 39, Chapter 17. by *Kelsey. (HB1687 by *Durham, *Sparks)

***Senate Bill No. 1708** -- Taxes, Sales - As introduced, under certain circumstances, allocates state tax revenue to a county or industrial development corporation that acquires certain property from the state on or after January 1, 2014. - Amends TCA Title 67, Chapter 6. by *Yager, *Overbey. (HB1679 by *Windle, *McCormick, *Calfee, *Jernigan, *Haynes, *Sanderson, *Keisling)

Senate Bill No. 1913 -- Special License Plates - As introduced, urges the department of revenue to study the issuance of specialty license plates in bordering states; urges the department to report its findings to the transportation committees no later than January 15, 2015. - Amends TCA Title 55, Chapter 4 and Chapter 318 of the Public Acts of 2013. by *Green, *Burks. (*HB1736 by *Sexton)

***Senate Bill No. 1924** -- Education - As introduced, authorizes and encourages the creation of community schools. - Amends TCA Title 49. by *Finney, *Massey. (HB1846 by *Johnson G, *Jernigan, *Fitzhugh, *Pitts, *Jones)

***Senate Bill No. 2118** -- Taxes - As introduced, clarifies that, for purposes of waiving a civil penalty when a shipper fails, due to an error other than negligence, to notify the commissioner prior to diverting fuel, the shipper must "satisfactorily demonstrate" the failure to provide notice was due to the error. - Amends TCA Title 67. by *Finney. (HB2019 by *Stewart)

Senate Bill No. 2378 -- Rutherford County - As introduced, permits judges of General Sessions Courts in Rutherford County to appoint court officers, including legal secretaries, law clerks, Civil and Probate Court Coordinators, and Juvenile Court Magistrates. - Amends Chapter 384 of the Private Acts of 1947; as amended. by *Ketron. (HB2164 by *Carr J)

Senate Bill No. 2601 -- Burns - As introduced, subject to local approval, creates the position of vice-mayor, to be selected from the board of commissioners. - Amends Chapter 193 of the Private Acts of 1953; as rewritten and amended. by *Summerville. (HB2508 by *Littleton)

Senate Bill No. 2623 -- Algood - As introduced, subject to local approval, rewrites the city charter. - Amends Chapter 615 of the Private Acts of 1911; as amended. by *Burks. (HB2530 by *Williams R, *Sexton)

Senate Bill No. 2627 -- Westmoreland - As introduced, subject to local approval, authorizes salaries of the mayor and aldermen to be set by ordinance rather than establishing specific salary amounts in the charter; requires mayor to attend and participate in all state, regional, county and municipal meetings designed to assist cities, to the extent reasonably possible. - Amends Chapter 306 of the Private Acts of 1951; as amended. by *Haile. (HB2536 by *Lamberth)

Senate Bill No. 2630 -- New Johnsonville - As introduced, subject to local approval, rewrites the charter. - Amends Chapter 603 of the Private Acts of 1949; as amended. by *Summerville. (HB2535 by *Tidwell)

Senate Bill No. 2632 -- Greenbrier - As introduced, subject to local approval, prohibits any elected official from being a paid employee or department head; decreases the mayor's salary from \$800 per month to \$400 per month; removes the mayor's benefit plan; and adds provisions to authorize the board of mayor and aldermen to remove a mayor or alderman in certain circumstances. - Amends Chapter 158 of the Private Acts of 2002; as amended. by *Summerville. (HB2540 by *Evans)

Senate Bill No. 2635 -- Crossville - As introduced, subject to local approval, authorizes the registered voters of the city to initiate a recall of an incumbent of an elective city office. - Amends Chapter 519 of the Private Acts of 1953; as amended. by *Burks. (HB2543 by *Sexton)

Senate Bill No. 2645 -- Ashland City - As introduced, subject to local approval, rewrites the city charter. - Amends Chapter 121 of the Private Acts of 2004; as amended. by *Summerville. (HB2551 by *Littleton)

MESSAGE FROM THE SENATE
April 15, 2014

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 791, 797, 893, 894, 897, 898, 909, 911, 931, 935, 936, 937, 938, 939, 940, 941, 942, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010 and 1011; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 15, 2014

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1396, 1398, 1431, 1496, 1554, 1783, 2503, 2505, 2516, 2525, 2527, 2526 and 2529; substituted for Senate bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

ENGROSSED BILLS
April 15, 2014

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 4056

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108 and 1109.

GREG GLASS, Interim Chief Engrossing Clerk

MESSAGE FROM THE SENATE
April 15, 2014

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 477, 654, 714, 1134, 1173, 1432, 1433, 1446, 1469, 1483, 1503, 1505, 1578, 1579, 1588, 1595, 1596, 1613, 1633, 1637, 1697, 1732, 1733, 1772, 1877, 1869, 1943, 2035, 2038, 2072, 2083, 2142, 2246, 2255, 2264, 2267, 2317, 2341, 2350, 2356, 2359, 2387, 2404, 2410, 2442, 2479, 2489, 2507, 2509, 2513, 2514, 2515, 2518, 2519, 2521 and 2523; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 15, 2014

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 54, 276, 495, 760, 1130, 1358, 1360, 1391, 1495, 1612, 1669, 1740, 1795, 1808, 1891, 1904, 1907, 1932, 1963, 1992, 2002, 2003, 2010, 2084, 2088, 2109, 2155, 2200, 2263, 2302, 2314, 2356, 2413, 2461, 2491, 2519 and 2560; and Senate Joint Resolution(s) No(s). 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759 and 816; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED
April 15, 2014

The Speaker announced that she had signed the following: Senate Joint Resolution(s) No(s). 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758 and 759.

JOE McCORD, Chief Clerk

REPORT OF CHIEF ENGROSSING CLERK
April 15, 2014

MADAM SPEAKER: Your Interim Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill(s) No(s). 477, 654, 1134, 1386, 1432, 1433, 1441, 1446, 1469, 1483, 1488, 1503, 1505, 1516, 1578, 1579, 1588, 1595, 1596, 1613, 1633, 1637, 1697, 1732, 1733, 1772, 1869, 1877, 1925, 1943, 2035, 2038, 2072, 2083, 2142, 2246, 2255, 2264, 2267, 2314, 2317, 2341, 2350, 2356, 2359, 2361, 2387, 2404, 2410, 2424,

2441, 2442, 2472, 2479, 2489, 2502, 2507, 2509, 2513, 2514, 2515, 2518, 2519, 2521 and 2523; for his action.

GREG GLASS, Interim Chief Engrossing Clerk

REPORT OF CHIEF ENGROSSING CLERK
April 15, 2014

MADAM SPEAKER: Your Interim Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill(s) No(s). 714 and 1173; for his action.

GREG GLASS, Interim Chief Engrossing Clerk

MESSAGE FROM THE GOVERNOR
April 15, 2014

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 202, 548, 553, 641, 668, 764, 890, 891, 892, 895, 896, 899, 900, 901, 902, 903, 905, 906, 908, 910, 912, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 934, 943 and 993; with his approval.

HERBERT H. SLATTERY III, Counsel to the Governor

MESSAGE FROM THE SENATE
April 15, 2014

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2243; The Senate nonconcurred in House Amendment No(s). 1

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 15, 2014

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1760; The Senate nonconcurred in House Amendment No(s). 1

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 15, 2014

MADAM SPEAKER: The Senate moved to lift from the table the motion to reconsider. The Senate moved to reconsider House Bill No. 1546. The Senate moved to reconsider Senate Amendment No. 1 and withdraw it. The Senate moved to pass House Bill No. 1546.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE
April 15, 2014

4058

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 1266; The Senate concurred in House Amendment(s) No(s). 1 and 2; The Senate nonconcurred in House Amendment(s) No(s). 5 and 7

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED
April 15, 2014

The Speaker announced that she had signed the following: Senate Bill(s) No(s). 54, 276, 495, 760, 1130, 1358, 1360, 1391, 1495, 1612, 1669, 1740, 1795, 1808, 1891, 1904, 1907, 1932, 1963, 1992, 2002, 2003, 2010, 2084, 2088, 2109, 2155, 2200, 2263, 2302, 2314, 2356, 2413, 2461, 2491, 2519 and 2560.

JOE McCORD, Chief Clerk

MESSAGE FROM THE SENATE
April 15, 2014

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1649, 1766, 1815, 2226 and 2256; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 1649** -- Sentencing - As introduced, eliminates release eligibility for a person committing attempted first degree murder where the victim suffers serious bodily injury, on or after July 1, 2014, until the person has served 90 percent of the sentence imposed by the court less sentence credits earned and retained. - Amends TCA Title 39 and Title 40. by *Overbey, *Kelsey. (HB2176 by *Rich)

***Senate Bill No. 1766** -- Motor Vehicles - As introduced, clarifies the permissibility under present law for certain transactions between a motor vehicle producer and eligible employees involving leases of motor vehicles; consolidates the definition of "eligible employee" with the definitions of "producer" and other relevant terms. - Amends TCA Section 55-17-123. by *Ketron. (HB1803 by *Alexander, *Dean)

***Senate Bill No. 1815** -- Sexual Offenses - As introduced, increases the penalty for patronizing a prostitute under age 18 from a Class E felony to a Class A felony; increases the penalty for patronizing a prostitute with an intellectual disability from a Class E felony to a Class B felony; specifies that it is not a defense that the subject of the offense is a law enforcement officer or that the victim of the offense is a minor who consented to the offense. - Amends TCA Title 39, Chapter 13 and Title 39, Chapter 17. by *Overbey, *Ketron. (HB2326 by *Coley)

Senate Bill No. 2226 -- Employees, Employers - As introduced, creates a workplace bullying law that provides legal relief for employees who have been harmed by bullying in the workplace. - Amends TCA Title 50, Chapter 1. by *Kyle. (*HB1981 by *Parkinson, *Love)

***Senate Bill No. 2256** -- Mental Illness - As introduced, extends pilot project for assisted outpatient treatment for two years until June 30, 2016. - Amends TCA Title 33, Chapter 6, Part 6. by *Massey, *Overbey. (HB2104 by *Haynes, *Brooks K)

MESSAGE FROM THE SENATE

April 15, 2014

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1574; substituted for Senate bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 15, 2014

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1745; substituted for Senate bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 15, 2014

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2208; substituted for Senate bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 15, 2014

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 464, 1709, 1787, 2097, 2171, 2174 and 2512; substituted for Senate bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 15, 2014

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 545, 715, 825, 827, 828, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846 and 847; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 545** -- Libraries - Creates a library standards task force to study the application of certain constitutional provisions to the present obscenity statute, and study how it relates to the distribution of certain materials by librarians to patrons. by *McNally.

***Senate Joint Resolution No. 715** -- General Assembly, Statement of Intent or Position - Encourage schools to have their students recite the first official salute to the Tennessee Flag. by *Beavers, *Henry.

TUESDAY, APRIL 15, 2014 – SIXTY-FIFTH LEGISLATIVE DAY UNOFFICIAL VERSION

Senate Joint Resolution No. 825 -- Memorials, Sports - The Webb School football team, 2013 Conference Champions and runner-up in National Tournament. by *Tracy.

Senate Joint Resolution No. 827 -- Memorials, Professional Achievement - Joseph B. Murphy, 2014 Wilson County Teacher of the Year. by *Beavers

Senate Joint Resolution No. 828 -- Memorials, Death - Edward F. Williams, III. by *Norris.

Senate Joint Resolution No. 831 -- Memorials, Academic Achievement - Mary Shelby Sanderson, Top Ten, Giles County High School. by *Hensley.

Senate Joint Resolution No. 832 -- Memorials, Academic Achievement - Jonathan Dean Bailey, Top Ten, Giles County High School. by *Hensley.

Senate Joint Resolution No. 833 -- Memorials, Academic Achievement - William Buford McMasters, Top Ten, Giles County High School. by *Hensley.

Senate Joint Resolution No. 834 -- Memorials, Academic Achievement - Thomas Austin Lochridge, Top Ten, Giles County High School. by *Hensley.

Senate Joint Resolution No. 835 -- Memorials, Academic Achievement - Mary Ruth Wossum-Fisher, Top Ten, Giles County High School. by *Hensley.

Senate Joint Resolution No. 836 -- Memorials, Academic Achievement - Brian Dwayne Dodge, Top Ten, Giles County High School. by *Hensley.

Senate Joint Resolution No. 837 -- Memorials, Academic Achievement - Mary Elizabeth Blair Ledford, Salutatorian, Giles County High School. by *Hensley.

Senate Joint Resolution No. 838 -- Memorials, Academic Achievement - Amanda Dawn Groover, Valedictorian, Giles County High School. by *Hensley.

Senate Joint Resolution No. 839 -- Memorials, Public Service - Matthew K. Russell. by *Ramsey, *Dickerson.

Senate Joint Resolution No. 840 -- Memorials, Recognition - Sandra M. Williams-Patrick. by *Kyle.

Senate Joint Resolution No. 841 -- Memorials, Public Service - Dr. Lester Basken. by *Kyle.

Senate Joint Resolution No. 842 -- Memorials, Recognition - Hazel Moore. by *Kyle.

Senate Joint Resolution No. 843 -- Memorials, Death - Darrell "Pappy" Crowe. by *Crowe.

Senate Joint Resolution No. 844 -- Memorials, Academic Achievement - Callie Grace Edwards, Top Ten, Giles County High School. by *Hensley.

Senate Joint Resolution No. 845 -- Memorials, Academic Achievement - Henry Ingle Daniels, Top Ten, Giles County High School. by *Hensley.

Senate Joint Resolution No. 846 -- Memorials, Recognition - Oretha Anderson. by *Kyle.

Senate Joint Resolution No. 847 -- Memorials, Recognition - Calvin Burton, Whitehaven Kiwanis Club President. by *Kyle.

ENGROSSED BILLS
April 15, 2014

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill(s) No(s). 1769 and 2406; also House Joint Resolution(s) No(s). 847, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163 and 1165.

GREG GLASS, Interim Chief Engrossing Clerk

ENROLLED BILLS
April 15, 2014

MADAM SPEAKER: Your Interim Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 702, 1199, 1396, 1398, 1431, 1496, 1546, 1554, 1640, 1783, 2503, 2505, 2516, 2525, 2526, 2527 and 2529; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Interim Chief Engrossing Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 77

Representatives present were Armstrong, Brooks H, Brooks K, Butt, Calfee, Camper, Carr D, Carr J, Carter, Coley, DeBerry J, Dennis, Dunn, Durham, Eldridge, Evans, Farmer, Favors, Fitzhugh, Floyd, Forgety, Goins, Halford, Hall, Harrison, Hawk, Haynes, Hill T, Holt, Jernigan, Johnson C, Johnson G, Jones, Kane, Keisling, Lamberth, Lollar, Love, Lundberg, Marsh, Matlock, McCormick, McDaniel, McManus, Miller, Moody, Odom, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Roach, Rogers, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Spivey, Stewart, Swann, Todd, Travis, Turner J, Turner M, White D, White M, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 77

RECESS

On motion of Rep. McCormick the House stood in recess until 9:30 a.m., Wednesday, April 16, 2014.